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OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, January 6, 1975

CITY COUNCIL ROOMS

Lansing, Michigan
January 6, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Anas, Belen, Blair, Ferguson, Gunther, May, McKane—7.

Absent: Councilman Brenke—1.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Gunther.

Pledge of Allegiance was given by Sheryl Eikner of Harry Hill High School.

The record of the previous session was approved as printed.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

PUBLIC DRIVERS — John H. Daily, Jr., Donald J. Lass, Robert C. Tooker.

Referred to Committee on Ordinance and Contracts.

Michigan Municipal League submits additional copies of registration form for the 1975 Region II meeting to be held in Adrian, Michigan on January 29, 1975.

Referred to Mayor's Office, Department Heads and Councilmen.

Claim filed by Duane M. Hildebrandt, attorney for Miles King, Jr., in regard to Personal Property Damage/Injury due to unsecured manhole.

Referred to City Attorney and Public Service Department.

Letter from G. A. Steadman & Son, Inc. on behalf of client, J & L Investment Co. requesting "Final Preliminary Approval"

on proposed plat of Denali Park Subdivision.

Referred to Planning Board and Public Service Board.

Letter from David S. Snyder, attorney, in regard to rezoning petition Z-47-74 — 1100 block West Miller Rd.

Referred to Planning Board.

Petition filed for:

S-1-75 — Storm Sewer and Curb and Gutter on Hamelon St. from Aurelius Rd. to the east end of street.

Referred to Public Service Department.

Liquor Control Commission submits request from Red Lobster Inns of America, Inc. for transfer of ownership and location of 1974 Class "C" license with Dance-Entertainment Permit from Paul DeRose at 521 East Michigan Avenue to 6450 South Cedar Street.

Referred to Committee on Ordinance and Contracts.

Notice of Cancellation of the Cable Television Conference scheduled for January 16-17, 1975.

Received and placed on file.

REPORT OF COMMITTEE

The Committee on ORDINANCE AND CONTRACTS approves the following applications for licenses:

PUBLIC DRIVERS — John H. Daily, Jr., Donald J. Lass, Robert C. Tooker.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

January 2, 1975

Honorable Mayor and Members

of the Lansing City Council

Lansing, Michigan

Re: Claim of Angeline Spagnuolo
Sewer backed up into basement

Gentlemen:

Your City Attorney, to whom was referred the above claim, has made an investigation thereof and, on that basis, recommends that the same be allowed in the amount of \$42.36. It appears that there may have been some negligence on the part of the City.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Anas—

That we concur in the recommendation of the City Attorney and the City Clerk be and she is hereby directed to draw a warrant on the City Treasurer in the amount of \$42.36 payable to Angeline Spagnuolo.

Carried.

December 30, 1974

Honorable Mayor and Members

of the Lansing City Council

Lansing, Michigan

Re: Glen L. Hiatt v City of Lansing
Workmen's Compensation Claim

Gentlemen:

An offer of settlement has been presented to this office in the case of Mr. Hiatt, a 24 year old former employee of the Redevelopment Department. Mr. Hiatt was employed by the City on May 10, 1972 and on December 12, 1972 injured his back while performing snow removal tasks with a snow blower. As a result of this injury, Mr. Hiatt was required to have surgery on September 26, 1973. Mr. Hiatt received compensation payments from the City from July, 1973 to January, 1974 when the City doctor determined that he was able to return to work.

On January 31, 1974 Mr. Hiatt, through his attorney, filed a claim for workmen's compensation benefits alleging that he was totally disabled as a result of the back injury. Although the medical evidence varies as to whether or not Mr. Hiatt is at this time totally disabled, I believe, based on our past experience, that he may have a better than even chance of prevailing in

this matter. I, therefore, recommend settlement of this matter for the amount of \$6,500.00 which is approximately the amount of benefits which have accrued since the termination of Mr. Hiatt plus an additional two years benefits. If this case were to be tried and the City was unsuccessful in its defense, our responsibility would be approximately \$2,000.00 a year for as long as Mr. Hiatt suffers from his disability.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Gunther—

That we concur in the recommendation of the City Attorney.

Carried.

January 2, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is Change Order No. 1, submitted by Lennie Barker Construction Co. on the Haze Street and Other Storm and Sanitary Sewers, PS 34011, increasing the amount of the contract by \$900.00, due to field conditions.

I would recommend approval of this Change Order.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the Change Order No. 1, submitted by Lennie Barker Const. Co. on the Haze St. and Other Storm and Sanitary Sewers, PS 34011, increasing the amount of the contract by \$900.00, due to field conditions, reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

January 2, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: S-74-269 Sale of Electric Buses

Gentlemen:

Two bids for the sale of six (6) "Batronic" 15-22 Passenger Electric Buses, Battery Chargers, Battery Lift Truck and assorted parts were opened at 3:00 P.M., E.S.T. on Monday, December 30, 1974.

Electrobus Div., Otis Elevator	\$5,000.00
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Theroux Development Company, Inc.	\$6,100.00
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We recommend acceptance of the bid submitted by the Theroux Development Company, Inc. for a grand total of \$6,100.00 for all of the equipment per conversation between the Program Coordinator, City Attorney and Purchasing Director.

Respectfully submitted,

VAUGHAN L. MCKINCH,
Purchasing Director,

GEORGE S. LOKKEN,
Program Coordinator.

Referred to Committee on Public Safety.

January 6, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan 48933

Dear Mayor Pro-Tem and

Council Members:

Attached please find a December 31, 1974, letter from Mr. Harold Bylsma, NE Program Officer from the Detroit Office of the Department of Housing and Urban Development, concurring in the December 31, 1974, agreement between the City and Mayotte, Crouse and D'Haene, Architects,

Inc., to erect the Kingsley Community Services Building.

Respectfully,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

January 6, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall
Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

Attached please find a December 26, 1974, communication received by this office from Mr. Frank C. Herringer, Administrator for the Urban Mass Transportation Administration, concerning the National Mass Transportation Assistance Act of 1974, which was signed into law by President Ford on November 26, 1974. This legislation amends the Urban Mass Transportation Act of 1964, to establish an \$11.8 billion, six (6) year Mass Transportation Program for both capital and operating assistance. While this legislation offers a promising avenue for CATA and the City to receive funds for operational programs, we should not be misled by the \$6.678 million, six (6) year total that has been allocated to the Lansing area. For example, in FY 1975, projections show we are entitled to \$504,000 as our annual program apportionment. However, our preliminary research indicates that these additional Federal funds must be **matched dollar per dollar with an increased local share of funds for mass transportation.** Essentially, this indicates that the additional \$504,000, or any part thereof, must be offset with new local dollars not already committed to fund our mass transportation system under the maintenance of effort provision.

Extensive documents and background materials have been included in this communication from Mr. Herringer and they have been forwarded under separate cover to the Program Coordinator. Moreover, I would recommend that the Program Coordinator be requested by the City Council to undertake a thorough analysis of this Bill to determine its full impact upon the City of Lansing. It is readily apparent that a new opportunity exists, but is not without strings.

Respectfully,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING RESOLUTIONS — YOU MAY SPEAK ONLY FOR 3-MINUTES ON ANY ONE RESOLUTION.

No persons spoke.

RESOLUTIONS

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

Whereas; the United States Congress has enacted the emergency jobs and unemployment assistance and the emergency unemployment compensation acts of 1974; and

Whereas; these acts create several inter-related programs targeted at developing employment opportunities and providing financial assistance to the unemployed; and

Whereas; Congress has appropriated a total of 4 billion dollars for these programs, of which 875 million dollars is earmarked for Public Service Employment; and

Whereas; the City of Lansing has been advised, as a member of the Lansing Tri-County Regional Manpower Consortium will receive under Title VI of the Comprehensive Employment Training Act (CETA) approximately \$980,000 to be used to fund 150 additional public service jobs;

Now Therefore Be It Resolved; that the Lansing City Council endorse and approve the concept of this modification to the present Public Service Employment Contract Modification providing that:

- 1—A substantial number of these federally allocated dollars be set aside to establish a line item budget for the purchase of equipment and supplies needed for use by program participants.
- 2—A minimum of \$4,000.00 of these Title VI monies be allocated for each program participant to cover the unemployment compensation costs of employee termination.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Youth Development Corporation, Incorporated entered into a Contract, effective July 1, 1974 through September 30, 1974, to provide for a YDC-YES program (PN-31); and

Whereas, on October 1, 1974, said Contract was amended and extended through June 30, 1975; and

Whereas, the City of Lansing and the Youth Development Corporation do mutually agree to again amend said Contract; and

Whereas, the proposed Amendment of said Contract is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and the City Clerk are hereby directed to sign said proposed Amendment of said Contract on behalf of the City of Lansing, after approval as to form by the City Attorney and after certification by the Director of Finance and the CDA Fiscal Officer as to the availability of funds.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, a proposed Contract has been developed by and between the City of Lansing, through the Lansing City Demonstration Agency, and the Youth Development Corporation, Incorporated to provide for a YDC-YES program (PN-31); and

Whereas, said proposed Contract (effective from January 1, 1975 through June 30, 1975) is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and the City Clerk are hereby directed to sign said proposed Contract on behalf of the City of Lansing, after approval as to form by the City Attorney and after certification by the Director of Finance and the CDA Fiscal Officer as to the availability of funds.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Ferguson, Gunther, May, McKane—6.

Nays: Councilman Blair—1.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and El Renacimiento entered into a "Non-expendable Property Use" Contract, effective from November 1, 1974 through June 30, 1975, to provide for a Spanish Newspaper program; and

Whereas, the City of Lansing and El Renacimiento do mutually agree to amend said Contract; and

Whereas, the proposed Amendment of said Contract is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and the City Clerk are hereby directed to sign said proposed Amendment of said Contract on behalf of the City of Lansing, after approval as to form by the City Attorney and after certification by the Director of Finance and the CDA Fiscal Officer as to the availability of funds.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the United States of America have entered into an Agreement providing the City of Lansing with a grant to plan and develop a Comprehensive City Demonstration Program; and

Whereas, the Lansing Model Cities Fourth Year Action Plan provides for various services, activities, and projects; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and a large number of Contractors have entered into Model Cities Contracts designed to provide such services, activities, and projects; and

Whereas, most of these Model Cities Fourth Year Contracts were set to terminate on June 30, 1974; and

Whereas, it was the mutual desire of the City of Lansing and certain Contractors to continue providing the services, activities, and projects which said Contractors are presently providing pursuant to their Model Cities Fourth Year Contracts; and

Whereas, a number of these Contracts were extended by City Council Resolution for a period of three (3) months — from July 1, 1974 through September 30, 1974; and

Whereas, a number of these Contracts were further extended by City Council Resolution for one (1) month periods — from October 1, 1974 through October 31, 1974, from November 1, 1974 through November 30, 1974, and from December 1, 1974 through December 31, 1974; and

Whereas, it is the mutual desire of the City of Lansing and certain Contractors to continue providing the services, activities, and projects which said Contractors are presently providing pursuant to their Model Cities Fourth Year Contracts, as extended by said resolution; now, therefore, be it

Resolved, that the following Model Cities Fourth Year Contract be further extended for a period of one (1) month — from January 1, 1975 through January 31, 1975:

- (1) Spanish Radio (PN-34); and be it

Further Resolved, that, during this one (1) month extension: (1) this Contractor shall receive absolutely no Model Cities funding; (2) this Contractor shall continue to utilize the non-expendable property which it acquired pursuant to its Model Cities Fourth Year Contract and/or previous Model Cities Contracts; (3) this Contractor shall comply with all the other terms and conditions set forth in its Model Cities Fourth Year Contract; and (4) the Lansing City Demonstration Agency and said Contractor shall prepare the necessary Model Cities Fifth Year Contract and said Contract shall be submitted to the Lansing City Council for approval.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the United States of America entered into an Agreement providing the City of Lansing with a grant to plan and develop a Comprehensive City Demonstration Program; and

Whereas, the Lansing Model Cities Fourth Year Action Plan provided for an Indian Center program (PN-38); and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Michigan Indian Benefit Association entered into a contract, dated October 2, 1973, to provide for an Indian Center program; and

Whereas, said Contract was amended on November 7, 1973 and again on May 15, 1974; and

Whereas, pursuant to said Contract, as amended, the City of Lansing agreed to pay the Michigan Indian Benefit Association \$1,200.00 for mileage (Account No. 9201) and nothing for travel conference (Account No. 9203); and

Whereas, the Michigan Indian Benefit Association, with the verbal approval of both Jacqueline Warr (CDA Director) and Don L. Hine (CDA Deputy Director), spent \$516.26 of said \$1,200.00 for travel conference (conference trips to Chicago, Washington, D.C., Oscoda, Michigan); and

Whereas, Seidman & Seidman, Certified Public Accountants, have determined that, unless ratified by the City Council of the City of Lansing, said \$516.26 should be considered an ineligible cost because it does

not conform with contract budget allocations; now, therefore, be it

Resolved, that said \$516.26 expenditure by Michigan Indian Benefit Association is hereby approved and ratified by the City Council of the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows:

- \$ 910.00 from Fund Balance
A/C 101-000-000-390
- \$ 910.00 to Operating Supplies—
Police—Uniform Div.
A/C 101-308-000-740
- \$ 650.00 from Salaries—Central Records
Division
A/C 101-310-000-702
- \$ 650.00 to Extra Help—Central
Records Division
A/C 101-310-000-707
- \$ 500.00 from Estimated Revenues
A/C 101-000-000-160
- \$ 500.00 to Medical Services
A/C 101-338-000-828
- \$ 700.00 from Potter Park Maint.—
Equipment
A/C 101-693-000-977
- \$ 700.00 to Golf—Gen. &
Admin.—Equipment
A/C 101-703-000-977
- \$5,160.00 from Emergency Fund
A/C 101-940-000-962
- \$ 5,160.00 to Bus Subsidy
A/C 101-934-120-969

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

JOHN T. ANAS,
JACK D. GUNTHER,
TERRY J. McKANE,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

ZONING

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zon-

ing Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

615 S. Grand Avenue,

SUP-19-74—(to be used as a halfway house for delinquent state wards).

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed special use permit.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 27th day of January, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$3,899,941.26.

Signed:

JOHN T. ANAS,
JACK D. GUNTHER,
TERRY J. McKANE,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

INTRODUCTION OF ORDINANCE

The following ordinance of the City of Lansing, Michigan providing that the Code of Ordinances be amended by adding an article to be numbered XII and by adding sections number 2-100 to 2-104 inclusive to Chapter 2, providing for the establishment of a Department of Safety was introduced by Councilman Belen, read a first and second time by its title and referred to the Committee on Ordinance and Contracts.

By Councilman Belen—

Resolved by the City Council of the City of Lansing:

That Councilman Brenke be excused from the session.

Carried.

By Councilman Belen (Blair)—

Resolved by the City Council of the City of Lansing:

That Councilman Gunther be elected Mayor Pro-Tem for ensuing year.

Adopted unanimously.

Councilman Ferguson spoke relative to fine leadership received during the past year from Councilman Belen.

Councilman Gunther thanked the Councilmen for their confidence in him by electing him Mayor Pro-Tem for coming year.

Mayor Graves thanked Councilman Belen for the fine cooperation his office had received this past year and her fine leadership.

By Councilman McKane—

Resolved by the City Council of the City of Lansing:

That the rule prescribed in Sec. 5.5 (g) of the Charter relative to considering business not on the agenda, be waived.

Carried.

By Councilman McKane—

That the appointment of Joseph A. Popevich to the Model Cities Policy Board for a term expiring June 30, 1977 be confirmed.

Carried.

Council adjourned at 8:50 P.M.

THEO FULTON,
City Clerk.

Lansing, Michigan

January 6, 1975

M/B

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OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, January 13, 1975

CITY COUNCIL ROOMS

January 13, 1975

Lansing, Michigan

January 13, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Anas, Belen, Blair, Ferguson, Gunther, May, McKane—7.

Absent: Councilman Brenke—1.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Belen.

Pledge of Allegiance was given.

The record of the previous session was approved as printed.

Honorable Mayor Pro-Tem Jack Gunther
and Members of the Lansing City Council
City Hall

Lansing, Michigan 48933

Dear Mr. Mayor Pro-Tem and
Council Members:

Economists and officials of the Federal Government have only recently come to publicly recognize what the average citizens of this Nation have known for over a year: namely, that America is in the midst of a major, continuing and very concerning recession. The Nation's economic problems are unlike those that have been experienced at any time in our country's history — mass unemployment on one hand, and an "almost run-away" inflation on the other. As a result, the Nation's economic fabric, and the financial position of almost all local governmental units, are literally being torn apart by these twin forces in a manner that learned economists, heretofore, said could not exist.

Certainly, there will be those who will be quick to point out that in the calendar year just ended, more people were employed than ever before in the United States—86,538,000 in September, and 85,726,000 in November, according to the U. S. Labor Department, and these positions of employment are a plus factor. BUT, just as significant is the negative side, that being continued inflation which is costing the City of Lansing, like all other units of local government, an ever increasing number of tax dollars to provide basic services necessary; and, mounting unemployment, which is adding to the costs, while resulting in greatly reduced revenues with which to operate a General Fund Budget. To add to this problem is the known fact that in any recession the big layoffs are centered in manufacturing—while total employment increased Nationally over the past year, the number of individuals employed in manufacturing in 1974 decreased by 686,000. The decreased number of job slots available in manufacturing, coupled with increasing unemployment, bodes an ill wind financially for Michigan and her cities, since we are heavily oriented toward manufacturing and particularly the automobile industry. Recent reports clearly point this out. On January 6, the U. S. Labor Department announced a 7.1 percent national rate of unemployment; the next day, the Michigan Employment Security Commission announced an 11.2 percent unemployment rate for Michigan, which equates to 430,000 jobless persons. The Metropolitan Detroit Area is listed as having an unemployment rate of 12.4 percent, and *Business Week* (December 14, 1974) lists the Inner City as having a rate of 23 percent, with Pontiac close behind at 20.9 percent. The Lansing Area rate is estimated to be approximately 7 percent, with 14,000 unemployed out of a total work force of 200,000. For the City proper, the percentage is undoubtedly higher.

While we have been more fortunate than many other Michigan cities in absorbing the effects of the downturn in automobile production, the City of Lansing has not escaped altogether. Large layoffs at Oldsmobile and Fisher Body alone have contributed to a \$73 million decrease in total payrolls that General Motors had paid into the Lansing area economy just one year ago. Too, the problems being faced by several other manufacturers will have an adverse effect on the City's finances directly. The "ripple effect" can mean a downturn for others, also. As a City, we must face the fact that we are in a situation of decreasing revenues from the City Income Tax, and most likely from State Shared Revenues during the present and/or next Fiscal Year — as one example, please be advised that the last quarter Quarter Returns of Income Tax Payments (April, May and June) and the First Quarter Returns (July, August and September) of 1974, were down \$289,000 from the like six month period of 1973.

On the inflationary side, the City of Lansing has experienced an increase over the past one year of more than 38 percent in the price of supplies, materials and equip-

ment, generally speaking, with other items having increased even greater, such as: chlorine — up 85%, asphalt cement — up 271%, 10" culvert pipe—up 80%, #5 fuel oil—up 143%, data processing cards—up 62%, etc. In the past six months, alone, certain paper supplies have jumped from 16% to 42% in cost. This is not a healthy financial condition for this, or any other city.

For the current Fiscal Year, increased costs, not totally anticipated in the present budget, for the City's contribution for F.I.C.A. (Social Security), and for negotiated pay will total an estimated \$111,739. For Fiscal 1975-76, increased costs for unemployment compensation, F.I.C.A., hospitalization, Federal law requirements that firefighters go to a 40 hour work week, and anticipated wage demands will approximate \$2.0 million to \$2.4 million.

Cities across the Nation, faced with such problems, have taken drastic budget cutting actions, including large employee layoffs to meet the economic squeeze caused by rapidly increasing costs and decreasing revenues. For instance, the City of Detroit, with a City Tax Rate just about four times that of our own, is facing a \$25 to \$40 million deficit during this Fiscal Year and has announced layoffs involving more than 1,300 governmental employees; the City of Cleveland is being hit with a \$16 million deficit and has recently laid off 1,100 of its 11,000 workers. The City of Pittsburgh has managed to balance its budget only after a cutback of 1,500 employees through major efforts to economize, while New York City has announced a cutback of 6,400 employees, a total which includes both fire and police personnel—and, on-and-on, it goes. I am of the opinion that such drastic action is not required at this time on the part of the City of Lansing to meet the financial situation, but we must take the impact of the economic matter seriously and we must formulate a reasonable course of action to cut expenditures where possible and decrease costs to maintain City operations at a decent level. To solidify our position, and that of the taxpayers who ultimately must pay the bill for the cost of government, I am recommending to you, as temporary measures until such time as the unemployment and inflationary picture improves, or until the 1975-76 Fiscal Year Budget goes into effect, the following:

- Freeze all vacated positions resulting from retirements, resignations, etc., and formally re-instate the Job Moratorium Committee to prepare necessary reports to you in the event a supervisory, or technical, position must be ultimately approved.
- Freeze all vehicle and major equipment purchases, unless Federally funded, or a department cannot absolutely function without.
- Freeze all office equipment purchases until it is determined that such equipment cannot be made available from Model Cities excess, or Federally funded.

- Freeze all merit pay increases.
- Freeze all conference and out-of-city training expenditures, **except** those required by law, such as the Assessor's Office personnel training programs, and those absolutely necessary and vital to the operations of the City and its programs.
- Direct the Internal Auditor to research for your **consideration possible layoffs** of a limited number of very low seniority personnel for a period not to exceed 30 days, the intent being to re-hire them under the Federally funded Comprehensive Employment Training Act.
- Direct the Internal Auditor to research for you a **systematic approach** to reducing the contract payroll by 35% to 50% on a **priority basis**.
- Prohibit overtime work **excepting in periods of emergencies, and/or extenuating circumstances**—routine overtime just to complete a report or task should be disallowed, as should that for clerical and technical employees—such action will help balance out the present overtime expense which now approximates \$22,000 monthly.

Certainly, the aforementioned could provide any or all of you with a basis for political verbiage. I trust this will not take place and that the interest of the tax-paying public, in this time of recognized economic crisis, will be paramount. Simultaneously, I remind you that each of you was recently provided a detailed view of the City's financial picture, in Executive Session, from the present through Fiscal Year 1977-78. Each of you is aware, because of the on-going economic crisis, and because of the relatively low City Property Taxes for Operations our taxpayers have enjoyed, that a tax-rate increase eventually lies ahead. Your fiscal responsibility, present decisions, and those you make in the not too distant future, will determine the level of increase.

Members of Congress are currently discussing renewal of the State and Local Fiscal Assistance Act of 1972, General Revenue Sharing, beyond its present December, 1976, expiration date.

It is appropriate to carefully consider at this time those features of the program that have made it an essential component of Lansing's fiscal well-being.

General Revenue Sharing was established as a five-year experiment in Federal financial assistance to local and State governments. Fortunately, we began to share in the distribution of these dollars at a time when cities generally were experiencing severe financial stress. It was becoming increasingly evident that local sources of revenue were being stretched to a point where taxpayers, while demanding more and better public services on the one hand, could not meet the cost of essential services on the other.

Prior to the advent of Federal General Revenue Sharing, I repeatedly recommended to you an austerity budget program which limited certain City Services, minimized Capital Improvements, drastically curtailed equipment purchases and only permitted expenditures that were vital and essential to all City operations. Thorough the effective utilization of Revenue Sharing dollars, a program was formulated to alleviate these necessary constraints and, at the same time, relieve the pressures on local taxpayers. For example, through the 5th entitlement period for the fiscal year ending June 30, 1975, a total of \$3,567,524 has been budgeted for upgrading essential City services. Included in this total is \$1,611,829 for Police Department operations; \$10,500 for Fire Department Education and Training; \$41,800 for Fire Alarm maintenance, construction and extension and new radio equipment plus an additional \$581,500 in Fire Department Capital Improvements. For Parks and Recreation maintenance and improvements, \$74,700 has been allocated with \$605,640 earmarked for Kingsley Open Space and Center, portable bleachers, Gier Park development, Potter Park Zoo, Evergreen Cemetery Chapel and a new swimming pool.

In all, from May, 1973, through October, 1974, a total of \$4.2 million was expended and during this same two (2) year period of 1973-75, taxpayers will have benefited from a \$2.01 tax reduction. As recently pointed out to you by the City Finance Director, revenue sharing funds have been primarily used for Capital Improvements. However, in upcoming budgets, it is now estimated that 100% of these funds will be needed for general operations.

It is obvious from the financial projections that have been made, that the loss of such Federal Revenue Sharing Funds, if the U. S. Congress fails to act, coupled with the escalating costs of operations the City is, and will be, experiencing for some time, could result in a minimum of \$4.20 per thousand increase to local property owners. Therefore, in order to avoid such future hardship on our taxpayers, I recommend that you adopt a resolution, at as early a date as possible, recommending that Federal Revenue Sharing not only be continued but increased sufficiently to cover both operating and Capital Improvement expenditures. Such resolution should be forwarded to the Michigan Congressional Delegation, U. S. Conference of Mayors—National League of Cities, Michigan Municipal League, Governor's Office and appropriate members of the State Legislature.

Each of you is aware that the City of Lansing will shortly become the beneficiary of over \$29 million under the Community Development Act of 1974. This dollar figure for the City is an estimate projected upon Congressional funding of this program over the next six years. The receipt of these Community Development funds places upon the elected officials of the City of Lansing an enormous responsibility to insure that these monies are expended efficiently and in the best interests of the majority of the

citizens of Lansing, and not on any special segment. I believe that the greatest part of Community Development funds should be programmed to produce tangible and long-lasting improvements in our community. We cannot allow these dollars to become swallowed up by high administrative costs or personnel-heavy programs that will yield only marginal results at best. The City Council should recognize their full accountability for these Federal tax dollars to the same degree that they are responsible for the prudent use of locally raised tax dollars by the City property or income taxes. During previous years and specifically regarding the Model Cities program, the majority of the City Council have acted as if Federal funds did not demand their full attention to guarantee that they were wisely spent. It is now heartening to see that the City Council has taken a more active decision-making role under the Community Development program than in the past, where decisions have seemingly been made in a haphazard or after-the-fact fashion.

I concur and support the Technical Planning Committee in its method of making decisions for the Community Development Plan on the basis of extensive and substantive research to establish priority areas and programs, as opposed to the shallow pretext of such efforts shown by the Model Cities Agency in its yearly plans. It is imperative that the City adopt a concentrated method to confront specific problems, rather than trying to counteract the whole gambit of problems plaguing our City and, consequently, having little discernable impact. I recommend that the City Council take ample time to thoughtfully consider the recommendations on programs that will shortly be forwarded to them by the Technical Planning Committee. This decision, together with the definition of the administrative structure to implement the Community Development program, comprises a crucial watershed in the future growth and development of our City. By proper decisions, these dollars can have a beneficial effect upon the City's future General Operating Budgets and tax rate, rather than a detrimental or adverse effect. Improper decisions will allow the Community Development program to become a repetition of past mistakes, and the citizens of Lansing should then rightfully hold their elected officials answerable for the squandering of their tax dollars. I trust this will not happen.

On February 17, 1969, the voters of this City approved a ballot proposition for borrowing \$500,000 through the issuance of General Obligation Bonds to erect at least 21 pedestrian overpasses as recommended by the Pedestrian Overpass Committee. Subsequently, the City Council, in a policy decision, determined that such construction should be done on a "pay-as-you-go basis," so the General Obligation Bonds were not issued. This action resulted in budget appropriations of \$125,000 from the General Fund in the years 1969-70, another \$125,000 in 1970-71, and \$125,000 appropriated from Revenue Sharing in 1973-74, and \$150,000 from the present Revenue Sharing. Un-

fortunately, the 1970-71 appropriation of \$125,000 was transferred back to fund balance, and unspent funds available will, or could, construct a maximum of 6 more, leaving at least 9 to be constructed. Current estimates, depending on the length of span needed for each overpass is now approaching a minimum cost of \$30,000 to \$34,000. This, of course, means that at least \$300,000 minimum is required to complete the facilities in the interest of the school youngsters of our City. I recommend that the City get on with the job and, even more so if Community Development funds are available on a priority basis.

Further, it is interesting to note that the Lansing School District, having had a representative on the Pedestrian Overpass Committee, has never participated in the financing of such projects, nor does it share in any of the \$155,095.00 annual cost of maintaining the School Safety Crossing Guard Program, an expense borne solely by the City. With the stringent fiscal constraints that must be imposed in the upcoming 1975-76 General Fund Budget, and because of the expected cost increases resulting from a State of Michigan requirement that the City pay unemployment compensation to the part-time crossing guards during summer months, I recommend that you meet with the Lansing School Board to urge its financial participation in the program.

With violence and total crime already up more than 17% nationally compared to one year ago, the City of Lansing has continued to put innovative techniques into its law enforcement arsenal to deal with this problem plaguing America. These efforts have captured the attention of local citizens and national agencies because of the continuing success story compiled by the Lansing Police Department. Last year, for the third straight year, Lansing bucked the prevailing national trend with a substantial 15% total crime rate decline from 1972 levels and a 23% drop in violent crimes such as murder, rape, robbery and assault. More specifically, robbery incidents showed a 34% decrease from a 1972 total of 197 incidents, to 115 at the conclusion of 1973, equating to a decrease of 42%. Likewise, breaking and enterings showed a downturn of 38% at the conclusion of 1973 and larceny showed a similar decrease of 19% for that time period.

In that year, as in the previous two years, only Fall River, Mass., and Pasadena, Calif., have outranked this City in crime decreases and only by minuscule fractions of one percent. Lansing's major crime decrease during the past three years has not come about by chance, but has resulted from a planned and calculated approach. Long and short-term programs have been developed to upgrade the level of proficiency of the department and they include:

—A move in 1970, to educationally upgrade Lansing Police Officers, with the City picking up the cost of college tuition and books, plus a differential in pay to those with college time; today,

the City of Lansing has 172 officers, or one-half of its force, with a college education.

- A move just prior to this to initiate a Cadet Program, which saw future police officers splitting their training time between college and on-the-job training.
- The establishment in 1972, of a Narcotics Squad, whose responsibilities include close cooperation with other law enforcement agencies in and out of the Lansing area.
- The establishment in early 1973, of a Surveillance Squad whose duties commence at sundown and end at sunup.
- The establishment in mid-1973, of a Crime Prevention Bureau whose duties include education of the general public, the establishment of block-watchers and receiving leads pertaining to crime before the acts are committed.
- Substantial upgrading during the past several years of communications equipment, which keeps Lansing's Police Officers in constant contact with Police Command and each other.
- The use of closed circuit television courses for law enforcement officers covering court decisions, the affects of amendments to old laws, new State acts and general trends of crime and law enforcement.
- Putting into effect in early 1974, daily and nightly police helicopter patrols and the use by the helicopter of high intensity searchlights, necessary sirens and public address systems.
- The implementation of LALES (Lansing Area Law Enforcement System) is the most recent innovation by the Lansing Police Department and it consists of a computerized criminal master file which will make records immediately available to the department on a 24-hour-a-day, continuous use basis. Working through a system of cross-read, interfaced terminals, the Police Department will have immediate access to a computer master file and an informational response pertaining to individuals which can be made within five seconds to a video screen in the department.

It will be reassuring for the citizens of Lansing to know that the Lansing Police Department, protecting a City of 132,000 individuals, has a total manpower allocation of 355 persons, instead of the 265 departmental total which is called for under national standards. Our department exceeds the recommended level of two law enforcement persons per 1,000 population and their combined efforts have allowed us to achieve significant reductions of crime for our citizens.

The most recent report of the Federal Bureau of Investigation points out that

crime is up nation-wide, including that in our own City, even though the City's rate is somewhat below others. I recommend that every consideration be given to maintaining at least our present level of personnel, especially at this time when the battle against crime is becoming increasingly more difficult, not only here, but all over the nation.

The concept of implementnig "911" as the telephone number for citizens to dial for emergency services has been before the City for several years. It has been discussed by other governmental jurisdictions in the area, also, for some time. During the past year, I requested of the City's Emergency Operations Director, James Holcomb, to provide sound cost estimates, as I was of the opinion the City could not delay implementation much longer, or wait for the settlement of the political infighting regarding which unit of government would operate the "911" system.

As a result, I appeared before law enforcement and fire department officials (911 Technical Committee) on December 12, 1974, at a meeting in the East Lansing City Hall Conference Room, and advised: 1) That the system had to get underway and that I would recommend to you that the Lansing Police Department proceed as soon as possible; 2) That as far as practicable, that the mechanics for a quasi-centralized dispatch be established on the 5th floor of the Lansing Police Building; 3) That all political subdivisions surrounding the City be encouraged to implement the system in a joint effort, but that the City should proceed with, or without, other units; 4) That policies for operational and administrative control of the reception center and the interim quasi-centralized dispatch be worked out with political entities upon the receipt of Intent to Participate, both actually and financially; 5) That approximate monthly costs submitted by Michigan Bell Telephone Company to us for trunks, four positions, and one back-up position in another location, and for exchanges 332, 337, 339, 349, 351, 371, 372, 393, 394, 482, 484, 485, 487, 489 and 882 (Lansing, East Lansing and Lansing Township) would be \$840.90, with an installation charge of \$980.00. In the final analysis, not one of those in attendance was opposed to the City of Lansing proceeding, and Supervisor Frank Fitzgerald, Lansing Township heralded the approach as "getting the whole matter off dead-center."

I am advised that funding is possible through a grant, and should such not materialize, Community Development funds are permitted to be used for necessary equipment installation.

I fully recognize that this type of interim system will not be a true centralized dispatch system. Local fire agencies will have to have their calls relayed through a special tie-in to the 911 system. However, it will be an improvement over the current system and decrease the "response time" for emergency agencies upon a citizen's call. This proposed system will provide a designated

entry into the emergency system for dispatching and arrival of assistance that can guarantee quicker and more convenient service to our citizens. Indeed, that is the primary impetus for this entire effort—better access for the citizens of Lansing and other jurisdictions into the emergency assistance system. Decisive action is required in this matter because of the extensive time lag, 18 months, required before cabling can be completed by the phone company to make the system operational.

The City of Lansing has an excellent opportunity to lead by example and I trust you will concur in the aforementioned, and further that you will formally direct the Emergency Operations Director, the Lansing Police Department and the Lansing Fire Department to proceed with the 911 system.

To further increase public safety, facilitate vehicular mobility, and decrease automobile property damage losses, the City's Public Service Department this year resurfaced 4.5 miles of major streets and 10.5 miles of local streets throughout the corporate limits of Lansing. In addition, the new road blacktop surfacing and widening program was extended for 6.78 miles, primarily for Jolly Road and the Pleasant Grove Road extension. Total expenditures for these projects amounted to \$759,000.00. Also through the City, 4.14 miles of new curb and gutter was constructed for a total cost of \$166,300.00 and the sidewalk program was expanded to include four miles of new and repaired walk for a total of \$112,000.

Perhaps the most gratifying and significant Public Service Department program this past year was the construction of 8.32 miles of storm and sanitary sewer at a cost of \$1,761,800 in the Southwest and the Southcentral sections of the City to alleviate flooding of basements and yards. I originally recommended in my December 29, 1971, message that particular attention be devoted to this activity benefiting over 1,500 individuals and homes in the Logan Street, Pleasant Grove Road, Pierce and Holmes Road areas. The \$302,000 Hillcrest Storm Drain Project has now been finished and it has been estimated that the \$538,000 Weigman sanitary sewer project will be completed no later than March of 1975. This latter program will benefit an additional 2,000 individuals and homes. Further, it continues this City's philosophy of preserving and extending human life by providing safe, decent and acceptable sanitary standards thus minimizing citizen exposure to disease and pestilence.

I am also happy to report that construction plans will be completed in approximately 30 days for the "Hector" Interceptor Relief Drain Area. This project is estimated to cost \$250,000, and is another priority project.

On numerous prior occasions, you have heard me remark upon the enviable "3" property fire protection rate which the City of Lansing has enjoyed, making our City

second best in the entire State of Michigan. This indicator of our success is extremely important to comprehend and appreciate because it succinctly summarizes the impact of our continuing efforts to make Lansing residents safe from fire in their homes and places of employment. As a result of our on-going efforts to maintain and upgrade the level of firefighting and ambulance service, we can again point to the continuing fruits of our labors. To further improve its services to the citizens of Lansing, the Lansing Fire Department and the Department of Emergency Operations have been instrumental in developing the new Emergency Medical Service Program with local hospitals. The Emergency Medical Service radio system provides instantaneous ambulance-to-hospital communications from the accident scene to the hospital emergency room and it has become operational only this year. This high quality and modern method employed by the Fire Department ambulance service is becoming an increasingly crucial factor for Lansing as local, privately operated ambulance services continue to limit their hours of operation or discontinue it altogether. For example, the City of Lansing has increased its ambulance runs from 3,555 in 1971, to 4,085 on a projected basis for 1974. This will result in approximately a 15% increase during this time span. In addition, Cardiac Pulmonary Arrest statistics compiled for 1973, show 44 attempted saves with 22 lives actually being saved through the work of the City's ambulance crews.

The funds for this program have been secured from a variety of Federal, local and private sources with the end result being a greatly increased level of proficiency for the Lansing Fire Department, and in particular the six Lansing Firemen who will graduate in January as Advanced Emergency Technicians. The indispensable nature of ambulance service to the citizens of Lansing may become poignantly apparent only to the relatively small segment of our citizens who are required to call upon it for assistance, but to them it may be truly a matter of life and death. We can be extremely proud of the tremendous professional and technological advances made by the Lansing Fire Department under this program. It is another step undertaken to insure that the highest caliber emergency medical services are at the ready for Lansing citizens.

Funds for consistent replacement of the costly ambulances will not be easy to come by—therefore, I wish to remind you that funding for such important vehicles qualify under Community Development and I urge your attention to this point.

Over the past three years, my office has continuously endeavored to encourage and assist officials from St. Lawrence Hospital in their attempt to secure certification for the reconstruction of that facility. On an earlier occasion, I have forwarded to you more extensive remarks that I delivered to the CACHPA Task Force on May 3, 1974, in support of the Hospital's proposal. I am glad to report that the initial approval

from the Capital Area Comprehensive Health Planning Association for St. Lawrence Hospital was received shortly thereafter. The tremendous impact that this Hospital has on Lansing's Westside community cannot be overstated and our energy must be expended in every phase of the approval process to insure that the reconstruction plans are not impaired. Recently the Obstetrics Task Force of CACHPA, composed entirely of health care providers largely from other local hospitals, voted 6-5 to deny St. Lawrence obstetric beds in its new facility. In an effort to reverse this decision, I later spoke before the Physical Planning Committee of CACHPA to seek their reconsideration of this decision by the Obstetric Task Force before the Committee submitted a final recommendation to the entire CACHPA Board. I appeared to vehemently protest this arbitrary decision by certain self-centered interests on the Obstetrics Task Force. I am happy to report that the earlier decision of the Obstetrics Task Force was overturned and approval was recommended for the inclusion of these beds in the new Hospital. However, this step is not the final decision in the approval process. I recommend that the City Council pass a resolution supporting the inclusion of these obstetric beds in the new building as testament to our desire to insure that a full service Hospital will be preserved for one of three Lansing residents served by St. Lawrence Hospital. Your prompt consideration of this request is extremely important, since a final decision by the full CACHPA Board will be forthcoming in the very near future. St. Lawrence Hospital has faithfully served the Greater Lansing Community for over 50 years and we must reciprocate for these years with a full commitment to assist this institution in every possible manner.

In 1974, I forwarded to you two proposed ordinances, one directly and one indirectly, the second being the most comprehensive and capable of restricting the wide-spread display of pornographic and obscene books, periodicals and movies within the City of Lansing. In accordance with my recommendation, two Public Hearings were convened by the City Council to solicit citizen viewpoints on this important matter. However, the Council has lately been less than diligent in making its final decision on this ordinance. First, inquiries were formulated to the Ingham County Board of Commissioners requesting that they adopt a similar ordinance on a County-wide basis; the Commission declined to take action in this regard. Subsequently, on October 28, 1974, the City Council forwarded a resolution to the Senate of the State of Michigan stating that "... the City Council feels this matter should be dealt with on a State-wide basis, ... and (it) will withhold adoption of a local ordinance on pornography for two months." The Senate moved to approve a similar measure but the House of Representatives has failed to act. The two months referenced in the Council resolution as a deadline for State consideration has expired. It is now time for the City Council to vote upon this issue.

As previously conceived and supervised by the City Council, the City of Lansing had appropriated considerable sums of money to support the projected \$46 million riverfront development project. Through December 31, 1973, \$153,596 has been spent on all phases of the so-called, and now defunct, Michigan Place effort, with \$101,501 for economic and architectural consultants and the remaining amount of \$52,095 for staff salaries and other miscellaneous expenses. It should be noted that private contributions totaling \$10,000 have been received by the City, thereby making Council's net expenditures \$143,596 in this regard. Of those funds earmarked for consultants, \$30,000 had been appropriated for a contract with Hammer-Siler-George and Associates, and \$71,501 has been received by Rosetti and Associates to prepare the architectural studies for the \$46 million development.

On October 31, 1972, with the recommendation of Councilman Roger May's Buildings and Properties Committee, Hammer-Siler-George and Associates were commissioned to do an economic feasibility study on the \$46 or \$60 million development, depending on what set of cost estimates are utilized. In briefly summarizing the history of this contract, I can say that to date approximately \$15,000 has been expended without an acceptable report being received by the City. In August of 1973, the Michigan Place Committee requested the consultant not to submit a final report and they suspended the contract in light of the fact that the project did not appear economically or financially feasible. However, this decision was not made until approximately eight (8) months after a memo from Douglas Schwartz of Hammer-Greene-Siler and Associates was received by Mr. Curt Hanes casting serious doubts on the feasibility of the entire project. One is left to wonder why this project was not curtailed much earlier and considerable sums of taxpayers dollars could have been redirected to other realistic phases of the Bicentennial Project besides the massive riverfront scheme or saved entirely.

On October 1, 1973, and again upon the recommendation of Councilman May, a new contract was proposed, which was twofold in nature. The first portion of the contract called for the completion of the original contract for a total cost of \$20,000. The second major portion of the contract deals with an economic feasibility study to be done in conjunction with the total review and study planned for the Civic Center. Unfortunately, the City has received very little raw data from the first phase of the contract. The outline submitted by the consultant was rejected by Mr. Raymond Guernsey, the City Council's former Program Coordinator, as too vague. On August 14 and 15, 1974, the Planning Director, Mr. Alan Tubbs, the Redevelopment Director, Mr. Ronald Stonehouse, and Mr. Ralph Cascarilla, my Administrative Assistant, traveled to Atlanta, Georgia, for the purpose of discussing with Hammer-Siler-George and Associates, Inc., the current status of this consulting contract. It became abundantly

clear to these individuals in the initial stages of their discussion that very little useful information had been gathered as a result of the previous study efforts completed to that time.

Mr. Carl Marshall, representing Hammer-Siler-George and Associates, remarked that the main value of the past contractual agreement appeared to be centered upon the verbal information that was transmitted by the firm to the City. Mr. Marshall feels "we should write-off the entire expenditure" because the study process had been "a mess." We did not attempt to fix the blame for the breakdown of this contractual arrangement because it appears that each side has been somewhat negligent in faithfully fulfilling their designated roles under a very vague scope of services. On a fundamental basis, it is obvious that the City of Lansing's representatives did not require the level and quality of work necessary to produce excellent study documents. Mr. Marshall did reaffirm the desire of Hammer-Siler-George and Associates to really produce a useful economic study of the area in question for the City. However, he suggested that an entirely new scope of services be developed and that the old contract be frozen at its current level of expenditure. This would mean that approximately \$15,000 will have been spent on the initial portion of the contract, and the remaining \$4,200 of the \$20,000 appropriated would be held by the City and applied toward a second contract. In subsequent communications with Mr. Marshall, he has estimated that an additional \$10,000 - \$15,000 would be required from the City of Lansing to fund a worthwhile study project, making the second contract total \$15,000 - \$20,000. It is my opinion that any future expenditure of funds either from the original contract amount, or a new appropriation, would be an unwise use of tax dollars. The information that we hope to secure from this contract should be pursued as part of our Community Development study effort. Therefore, I recommend that the City Council formally void this contract and write an end to this chapter of the so-called Michiran Place Project; moreover, Hammer-Siler-George and Associates should be prohibited from again ever having a consulting contract with the City of Lansing.

As you recall, I vetoed this subject on February 21, 1973, and asked that the whole matter be re-structured because it could not succeed, as it was being approached. My veto was overridden. Then, for being factual and truthful about the aforementioned project, 5 members of Council took it upon themselves to formally "censure the Mayor." I now recommend that those 5 members take it upon themselves to rescind that uncalled for action.

More and more people have come to fully realize the paramount importance that must be accorded to the question of solid waste disposal by the political jurisdictions within the Tri-County region. Time is running out for these governmental units who must bear the frontline responsibility for the disposal of this avalanche of solid waste

materials; in the City of Lansing alone, each individual has been estimated to generate 4-6 pounds of solid waste refuse per day. While the volume of solid waste material continues to increase, the availability of suitable landfill locations in close proximity to the metropolitan area generating the largest amount of refuse, are becoming severely limited. The City's present disposal arrangement is covered by contract for a specific landfill location that cannot be expected to meet the needs of our community, or the region, as we enter the last half of the 70's. It has become readily apparent to various leaders from area governmental bodies that the time is now right to begin a serious and comprehensive study of the available alternatives that could be ready to meet an expanding need in the coming years. The City's efforts in this field have been hampered from the lack of a systematic plan clearly outlining the course of action the City of Lansing must follow in the future.

I believe it is imperative for the City of Lansing and in particular, the members of the City Council, to become individually more knowledgeable of the problems we must confront in this highly scientific and diverse field. In formulating a City policy in this regard, I feel that three major topics must be addressed:

First, the City should explore the technological innovations that are currently available to extend the usable time period for the current landfill and attempt to ascertain if these techniques could be applied to our particular situation.

Second, the City, together with other concerned governmental bodies should promptly move to retain either a public or private consulting firm to conduct a complete analysis of how solid waste is generated in the Tri-County region and undertake a cost feasibility study of various disposal systems that could be utilized to meet this problem. The City of Lansing should stand willing to do its fair share to fund a study which will adequately describe all known alternatives for solid waste disposal, in light of the particular and unique needs of this area.

Third, the City Council should seriously consider the ramifications of Senate Bill 946 which was passed by the State Senate at the end of the past session. The Bill establishes a Resources Recovery Commission in the Department of Natural Resources and requires this State department to develop a State-wide plan for solid waste management. This legislation should prove to be favorable to local units of government because the State will play an important role by encouraging a regional approach to solid waste problems, providing systematic enforcement of applicable health and safety regulations concerning landfill operations and financing through revenue bonds of resource recovery facilities. In addition, such a Commission would be in a position to provide technical assistance to local governmental units that would not otherwise be readily available.

To the Public Service and Highways Committee, I extend appreciation for that Committee's efforts in attempting to find solutions to solid waste problems. There is a difficult project and final recommendations will be of utmost importance.

A great deal of rhetoric has been articulated on the subject of "Urban Decay" and how to cure this malaise commonly found in major metropolitan central business districts. Contrary to the popular and too frequently expressed opinion that "Downtown is Dead," I am firmly convinced that a real future exists in the City of Lansing's core business area.

As I previously pointed out while many cities in the Nation are tolling the death knell for their Central Business Districts, Michigan's Capital City has dramatically and excitedly moved ahead with the construction of a \$828,000 Washington Square Mall in the heart of downtown. All of the special amenities of the Mall are "people oriented" in design. Featured are plantings, low sculptured walls, kiosks, a sunken plaza containing a formal fountain and a spacious special plaza for downtown business activities such as outdoor sales events, festivals, children's play facilities and a canopy covered exhibit area. All architectural configurations have been developed to benefit the individual and adjust the scale from vehicle to the pedestrian. The construction of the Washington Square Mall has heralded an era of new vitality for the heart of the City. Upgrading and beautification of the physical environment has already led to a new attitude by business leaders in other parts of the Central Business District.

A prominent firm has recently purchased the old Arbaugh-Wurzburg property at Washington and Kalamazoo and announced intentions to completely renovate this potentially busy business corner at an estimated cost of a million and a half dollars. In addition to firmly anchoring the south end of Lansing's business district, this development will hopefully provide the inspiration needed to spark other businesses in the area to broaden their horizons and assist in the continuing restoration of our downtown area. This new project is part of an emerging pattern which will bring office workers further south and will become a focal point for increased retail, business, government and convention activity. The building after rehabilitation has been completed will make available 50,000 to 60,000 square feet of quality rental space, enough to house up to 600 workers.

Other forward thinking business leaders in the south one-half of the downtown area have for over two years expressed great interest in developing a "Washington Square Promenade," an area to be a four block southerly extension of the Washington Square Mall bounded on the north by Shiawassee Street, on the south by Lenawee Street, on the west by Seymour-Townsend and on the east by Grand River. It has been proposed that the cost of this now estimated \$1,192,000 project be defrayed by

the establishment of a "Special Tax Assessment District" including a coalition of 51% of the private property owners involved and Lansing City Government. Sub-part A — General Provisions of the Community Development Act of 1974, Section 570.2 and Sub-part C, Section 570.200 (a) permit the use of Community Development Funds for "more rational utilization of land and better arrangement of commercial activity centers plus construction or reconstruction of pedestrian malls and walkways."

In view of these provisions of Community Development Revenue Sharing, I urge you to affirmatively consider and authorize the use of a portion of these funds for the purpose of defraying the City's proportional cost, not to exceed 50% of the total cost of this project to further the preservation and enhancement of the vital tax base represented by those privately owned properties lying within the established special Tax Assessment District.

On May 5, 1974, the City Clerk and I signed the deed transferring title to the block bounded by Michigan Avenue, Grand Avenue, Ottawa Street and the Washington Square Mall to Spira-Mart of Lansing for the development of a major new facility in Downtown Lansing under Urban Redevelopment Project #1. Payment in full for the property was made by Spira-Mart and in the amount of \$359,356. As you are aware, concerns of possible pollution affects on the City's Ottawa Steam Plant, escalating interest rates, and a need to downgrade the project financially to one of \$15.5 million, stymied the construction. This was followed by you with a formal notice and deadline for construction to commence by January 8.

I wish to advise that long and detailed efforts, during the past several months, have been put into making the Spira-Mart a reality—the financial package in this period of economic crisis has been most complicated—and, I am at this very moment waiting for official word from a financial institution that "the project is go." Should that word be received, I am recommending that the Urban Redevelopment Board and the City Council immediately amend the past contract to permit this important project to proceed. I have already instructed the Urban Redevelopment Director to have on hand the necessary amendments for this purpose. In the event the situation arises that an amended contract is not necessary, the Director has already been advised to have the necessary legal documents available to protect the City's land interests. You will be advised.

These have been trying times for the developers, and the City—a successful conclusion, however, would make all the efforts, on everyone's part, all worthwhile, and would provide the impetus to future improvements.

Over a decade ago, the State of Michigan initiated plans for an aggressive building program in the heart of downtown Lansing to consolidate its numerous offices and de-

partments into a single State governmental complex, capped by a new State Capitol Building. During this time frame it has been represented by concerned individuals on the State level that all principal State offices would eventually be located in this downtown complex. A secondary Complex, being developed outside of the City of Lansing, would then be utilized only for warehousing and certain other supportive facilities which were not suited for a downtown location. To that end, the State purchased approximately 55 acres directly west of Lansing's Central Business District to locate these contemplated State buildings. The last building was completed in 1968, and as of this date, 44 acres remain vacant with no construction or development of these parcels realistically foreseen in the coming years. Conversely, approximately 4,000 State employees will shortly be working in the Secondary Complex and housed in new buildings thereby depriving the City of desperately needed income tax revenues from these individuals. This vacant land is valued at approximately \$5.7 million and it has left an unsightly scar in the heart of our City. Moreover, contrary to City ordinance which the State has not seen fit to comply with, blocks of this land have been turned into gravel parking lots and left unpared in opposition to normal requirements followed by property owners within the City. Not only has the situation created an unsightly geographical location for adjacent property owners, it has also deprived the Central City area of thousands of displaced resident, the property taxes they would pay and the accompanying potential for future growth and development.

I am of the opinion that this state of affairs cannot be allowed to persist and generate further intensified development in the suburban areas, with shallow promises for the Central City. The State of Michigan has a Constitutional obligation, and indeed a moral one, to locate State agencies within the City of Lansing. This inaction and procrastination should be challenged by the City through a law suit requesting judicial assistance in ordering the State to locate new construction in the complex area and decrease future development in the Secondary Complex area. The City Council should move forthwith to direct the City Attorney to explore the legal ramifications of such a course of action.

During 1974, the City of Lansing continued its established leadership role in the Manpower Planning and job development areas.

Funds to support these programs are made available by the Department of Labor Manpower Administration. Lansing was one of the first cities in the Nation to capitalize on the opportunity to assist those individuals who were floundering without direction in the labor market.

Following an abortive chaotic attempt by Model Cities to enter this relatively new field of human endeavor, my office officially assumed responsibility for the City's Manpower Program by negotiating a \$731,200

contract on September 5, 1971, with the Department of Labor's Manpower Administration under terms of the Emergency Employment Act. This contract was subsequently amended to include an award of an additional \$318,900 bringing Lansing's available manpower dollars to a total of \$1,050,100 for job placement and training.

This initial action resulted in the establishment of 154 jobs throughout various City departments, Lansing Community College, Lansing School District and the Capital Area Transportation Authority. The success of this program has received both State and National recognition and the citizens of Lansing can be justifiably proud of its accomplishments.

In my January 2, 1973, State of the City Message, I reported to you on the negotiations resulting in the formation of a Tri-County Manpower Area Planning Council comprised of the County Commissioners of Clinton, Eaton and Ingham Counties, together with the Mayor Pro-Tem and Mayor of Lansing. This innovative step was taken to further encourage the cause of regional Manpower cooperation by institutionalizing a joint decision making body in Lansing.

On December 28, 1973, the former President signed into law legislation creating the Comprehensive Employment and Training Act (CETA) of 1973. Under Title II of this Act, it provides for a program of transitional Public Service Employment (PSE) for unemployed persons residing in areas of substantial unemployment (6.5% or higher). The term "Area of Substantial Unemployment" is defined as areas which represent sizable contiguous neighborhoods or a section of a city or county.

The City of Lansing, primarily due to its manpower program experience, qualified for funding under CETA and was empowered with the responsibility for planning and implementing further Manpower Programs with as few Federal controls as possible. On September 3, 1974, an agreement was made and a contract entered into between the City of Lansing and the Lansing Tri-County Regional Manpower Consortium which organization became operational in August of 1974. This FY-74 contract assured the City of Lansing of \$462,658 to be utilized for Public Service Employment and resulted in the development of an additional 57 jobs.

This original contract and its subsequent FY-75 modification was upgraded to a total of \$1,090,458 which is currently being used to fund 85 additional jobs through June 30, 1975. This means that a total of 165 new jobs will have been made available to the City of Lansing and its sub-agents since the original CETA contract was approved on September 3, 1974. In addition to the governmental units receiving employee benefits from CETA, the program has been expanded to include certain qualified private non-profit agencies. Among the first of these to receive Title II funding are the Urban League, Community Art

Center, Suitcase Theater and the Greater Lansing Safety Council.

In connection with the FY-75 Title II contract modification, it is interesting to note that this document, in corrected form, was delivered to the Tri-County Regional Manpower Office for execution on December 18, 1974. However, written approval of the contract by the Federal Regional V Office in Chicago was not received by the City until January 8, 1975—a delay of approximately 3 weeks from the date of submission.

I would point out that the present Manpower Program for the City of Lansing, as funded by the United States Labor Department, is now being administered by our recently hired manpower personnel, since the former staff of the City was transferred to operate the Tri-County Manpower Consortium, by agreement of the Lansing City Council and other concerned local units of government. This has placed an additional complex and difficult burden on the Mayor's Office in having to interview, hire and train new individuals to do a creditable job in a short two month period. In addition, space in which to operate had to be arranged for and adequate equipment acquired for them to function competently.

It is relatively easy to recognize the reasons for the political rhetoric that has been articulated recently criticizing the City of Lansing for supposedly "dragging its feet" in Manpower programs and what the newly enacted Congressional emergency employment legislation could mean to Lansing.

Despite the fact that the Tri-County Regional Manpower Consortium Office had access to certain advanced guideline criteria regarding Title VI of the Comprehensive Employment Training Act on December 18, 1974, the City's Manpower Office did not receive official written documentation outlining the timetable for Title VI implementation and the precise allocation of dollars until Thursday, January 9, 1975. And, there are those who criticize the City of Lansing!!!

In order to avoid further delays and acting on verbal instructions, the City's Manpower Office, anticipating new funding, delivered to Tri-County Manpower, 32 confirmed Title VI job requests on January 6, 1975, with 57 additional job requests having been confirmed since that time. To date, we are well ahead of the 15% January 31, 1975, contract compliance request and a comprehensive "Work Project" master plan is in the process of being prepared.

Proper planning for the most effective utilization of \$748,163.00 in new CETA monies is a must. The pitfalls of hasty, ill-conceived action must be avoided to protect the taxpayers of this City. I am heartily in accord with the humanitarian goals and objectives of public service employment. However, every effort must be exerted to see that the program progresses in a logical expeditious manner for the best interest of those to be employed and the City of Lansing.

In December of each year since 1969, it has become an accepted practice for the Human Relations Department to transmit its annual Employment Survey to each department of the City for completion. The apparent purpose for this exercise is to gather "accurate data" on the number of minorities and women within City Hall employment during the past year. When compiled by the Human Relations Director, the results of this survey are reported to the Mayor and City Council and used by the Director as a basis for reporting information to external agencies of the Federal and State government. I do not object in principle to this procedure as an acceptable method to profile the yearly status of these groups for the City. However, I have previously voiced strong criticism and serious reservations concerning the accuracy and scope of the information that this survey format has gathered, as has the Personnel Director and others. For example, one minority employed by the City Treasurer's Office was not allowed to be counted in that department's report because the individual had only been employed by the City for 11 months of the year. Further, the practice of using a yearly report based on the number of individuals in each employment category in December cannot accurately profile the ebb and flow of minority and women during the preceding 11 months. No effort is made to determine the number of individuals at any other time. Another case in point is the downplay of the City's excellent record under the Emergency Employment Act during 1973. The Human Relations Department survey showed 38% of the individuals hired under this program were minorities. It was obvious that no special efforts were exerted to show the outstanding results that this program had achieved.

More specifically in this regard, it should be noted that the Human Relations Department does not undertake an exit interview with minorities or women employees leaving City Hall to ascertain the exact reason for their departure. A statement was made in the summary for the 1973 Employment Survey provided by the Human Relations Committee that a reduction has occurred in the number of minorities and women in the lower classifications in City employment. While in a strictly numerical sense this may be true, it is a highly misleading statement. In an effort to satisfy my curiosity in this matter, my office undertook a survey of all City Departments for the period of January 1969, through June of 1974, to determine the number of women and minorities leaving City employment and the reason, if known. While I cannot state that this survey is absolutely accurate, I do believe it gives an indication of the trend experienced by the City in this area.

The findings of our research indicates that 24% of the 294 women and minorities leaving City Hall did so to take a new job for an increase in salary or the possibility of eminent advancement. In addition, this same survey revealed that of these 294 persons, 243 or 83%, were women and 51 or 17% were minority males. Of the survey

group, the second most frequently cited reason after salary increase for the severance of employment with the City of Lansing, was 16% simply desiring to resign. No further information is available on these individuals because of the difficulty in reconstructing their motives over this extensive period of time. The third greatest reason was a projected move out of the City of Lansing for 12% of the survey group. However, for only minority males, the third most frequently cited factor was a discharge from employment. The results of this survey led me to conclude that the City of Lansing has experienced a large turnover with women and minorities, which is due in large part to the fact that we have become a training ground for their further advancement. To illustrate my point, the following examples are offered: One individual left to enter State government—at a salary increase; another left to re-join a former employer—at a salary increase; another left to join the Lansing School District—at a substantial salary increase; another left after receiving his degree to join Michigan State University in a field of his endeavor; a firefighter, who earned his degree in Law Enforcement, while a member of the Lansing Fire Department, chose not to join the Lansing Police Department but instead selected employment with the Corrections Department of the State of Michigan; an accountant left to join State Government — at a salary increase; and, so forth.

It is my recommendation, that you instruct the Personnel Department Director to establish a proper form for "exit interviews" and require a response by each City department at the time an employee is leaving, such records to be retained by the Personnel Office. I am simply contending that information gathered through the present system of surveys is extremely limited and does not accurately reflect all the factors which should be considered.

In my State of the City Message of 1974, I strongly recommended that, the City Council should, "... begin to effectively utilize and implement the 701 Management Grant Funds it now has on hand to study the present management and administrative capabilities of the existing City departments." Further on in my remarks I stated, "... reform and increased efficiency (are) called for because the Lansing taxpayer must be assured that every possible effort is being made to achieve a fair return in services rendered for every tax dollar paid." By April of that year, I was gratified to see that the City Council had finally moved to retain The Research Group, Inc., of Atlanta, Georgia, to complete a thorough management study of existing City departments and operating procedures. In my estimation, this firm has done an outstanding job in distilling recommendations that can be undertaken by the City in a phased and progressive manner. However, the final report was received by the City Council in October of 1974, and I have been greatly disappointed to see that no tangible efforts have been made to implement the study recommendations.

The most urgent impetus for a definitive policy decision in this regard comes from the advent of the \$29 million Community Development Program. This new Federal block grant program, together with a myriad number of other State and Federal grants, has combined to place a severe strain upon the capabilities of the current City administrative process and departments. In addition, pressing policy decisions that require thorough study on the part of the City Council are being short-changed by the attention demanded for administrative decisions assumed by it. This analysis is not new and it is extensively documented by the report of the consulting firm. With this assessment of the situation in mind, it is very difficult to understand the reluctance of the City Council to make even those changes that can be done via resolutions of the Council or City Ordinance changes. It is my prediction that the City Council will set the stage for a repeat of the past inefficiency and waste of the tax dollars exhibited by the Model Cities program if it does not develop sound administrative arrangements within the total City governmental operations to handle the Community Development program, as well as, regular responsibilities more capably. As you are aware, the findings of The Research Group were categorized into three (3) distinct levels: Administrative Actions, Amendments to the City Charter and Charter Revision topics. The sum of the changes called for by The Research Group would work to move the City toward a stronger executive and administrative capacity in the Office of the Mayor that would give him the authority through workable management tools to acquire his defined responsibilities under our City Charter. Conversely, the City Council then could more comfortably function in their policy-making role, which is incumbent in the position of a part-time legislative body.

Therefore, I recommend in the strongest possible terms, that the City Council designate a specific time within the next 30 days to decide not only the administrative structure for Community Development, but also to consider the other changes outlined by The Research Group that are necessary to compliment this decision. It would be unwise for a decision to be made solely on the Community Development administrative structure without addressing the other pressing inadequacies the consultant's report has shown. Moreover, the decision by the Council must be made quickly so that the agreed upon changes can be finalized for input into the normal budget procedure of the City. I am calling for nothing less than a comprehensive decision combining both those recommendations labeled as Administrative Actions by The Research Group, and the administrative decisions to be made by the Council on the new Community Development Program. From that point, the City Council can then move to use other available 701 Management Grant Funds to hire legal consultants that could draft the changes necessary to implement the Charter Amendment or Charter Revision of sections of The Research Group Report. While it would be impractical to move for

across-the-board implementation of each different level at this juncture, the City Council can and must act to incrementally incorporate certain of these recommendations into regular City operations immediately, if we are to fulfill our public trust for the wise and efficient government of the City of Lansing.

1976! A year to be revered and remembered in this great Nation's history—"a time of celebration, when Americans recall two hundred years of independence and nationhood." The Bicentennial Year, March 1, 1975, to December 1, 1976, will afford an unparalleled opportunity for achievement a time to nostalgically remember the past, to enjoy the present and to prepare for the future. To this, my staff has been committed. In effect, the total responsibility for planning, organizing and administering a City-wide Bicentennial Program was unilaterally transferred to my office by City Council resolution on January 2, 1974. In answer to the question of "Where do we stand now?", I am pleased to report that my staff has established a coherent Bicentennial strategy. Concerned individuals, groups and institutions that could play an instrumental role in helping to implement a meaningful community wide program have been contacted and agreed to serve. These include an Executive Committee composed of: President Philip Gannon, Lansing Community College; Dr. E. L. Harden, President, Story Oldsmobile Incorporated; General John Taylor, State Adjutant General's Department; Mrs. Clifton Wharton, member of the Michigan Bicentennial Commission; Jack Breslin, Executive Vice-President, Michigan State University; Robert J. Cook, General Manager, Oldsmobile Division of General Motors; Fritz Bennetts, Director of Public Relations, Oldsmobile; Richard Austin, Secretary of State; Dr. Martha Bigelow, Director of Michigan History Division, Department of State; Lucile Belen, Lansing City Council; Paul Souder, President, Michigan National Bank; Dr. Carl Candoli, Superintendent of Lansing School District; Charles Brown, Division Manager, Cousnners Power Company; James Bury, Community Relations Manager, Michigan Bell Telephone Company; Mr. Stan Arnold, Director, Michigan Council on Buildings and Construction; and, representatives from the Office of the Governor, State of Michigan.

I am naming Lansing Community College President, Philip Gannon, to serve as Chairman. Miss Lynda Eggert, City of Lansing Bicentennial Coordinator, is being assigned to the Executive Committee to assist in coordination.

In addition to the Executive Bicentennial Committee, we have established over 21 operating committees, thus far, involving a total of 50 individuals linked to and supported by hundreds of people associated with business, associations, industry, service clubs, education, churches and fraternal organizations and area Chamber of Commerce. Specifically these committees are: Program Planning, Public Safety, Finance, Historical Heritage, Religion, Service Clubs,

Armed Services, Visual and Performing Arts, Education, Youth, Festival, Promotion and Publication, Professions, Parade, Fraternal, Senior Citizens, Sculpture, Civic Clubs, Aviation, Transportation and Waterfront Development. Numerous others are in the process of being institutionalized and will be reported to you when final commitments to serve are formalized. Particular attention is being given to Bicentennial Committee membership with reference to proper balance within the community representing as broad a spectrum as possible of professions and skills, race, sex and age.

The goals which have been established generally reflect the three program areas designated by the National American Revolution Bicentennial commission: **HERITAGE** — those projects directly related to the history of our community and State; **FESTIVAL** — those projects designed to promote visits to Lansing from citizens throughout the State; from people who reside in other states; and from foreign visitors attracted to Lansing by the actual bicentennial observance; and, **HORIZONS** — those projects which look to the future of the community. Special encouragement should be given to the undertakings which will have a lasting impact on the community; the area and the State. Emphasis should be placed on programs designed to provide all people with a better way of life in Century III of American independence.

Bicentennial project plans include re-viving the thrust for implementing a phased incremental development of the Grand River Bicentennial Area. Our precious riverfront logically should provide a natural setting for a cultural, educational and recreational focus to embody the three main themes of the Bicentennial goals. A master plan is now being considered for riverfront development to include large, open multi-use spaces for recreation, small craft launching facility, fountains, pools, picnics and general public seating areas. The general area from Larch Street to Pine Street and from the I-496 Expressway to Oakland Avenue has been officially designated as a Bicentennial Focus Area. This will provide an ideal stage for commemorative activities.

The focal point of our Bicentennial should be a continuation of our American Independence in concert with improving our quality of life and bringing the "American Dream" closer to reality for all citizens.

Lansing as a Modern American City has exhibited remarkable flexibility, diversity and progress during the past five and one half years despite the economic, social and financial turbulence of our times. Desires for continued success must again be re-kindled to assure our goals. I am confident we will resolve problems and that success will be achieved.

It is with these thoughts foremost in mind that the preceding recommendations are submitted for your consideration in accordance with Chapter 7.1 of the Lansing City Charter.

Respectfully submitted,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

January 8, 1975

Miss Theo Fulton
Lansing City Clerk
9th Floor, City Hall
Lansing, Michigan
Dear Miss Fulton:

Attached is a copy of my veto message as it relates to the approval of the Contract between the City of Lansing, through the City Demonstration Agency (Model Cities), and Youth Development Corporation—Youth Employment Service (PN-31), as approved by the City Council on Monday, January 6, 1975. It is submitted to you in accordance with Section 6.8 of Chapter 6 of the City Charter.

Sincerely,

GERALD W. GRAVES,
Mayor.

January 8, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall
Lansing, Michigan
Dear Mayor Pro-Tem and
Council Members:

On Monday, January 6, 1975, you approved a contract between the City of Lansing through the City Demonstration Agency (Model Cities) and the YDC-YES Program (PN-31), in the amount of \$212,199.00 and extended the contract from January 1, through June 30, of 1975.

Considerable discussion centered on the extension of the contract prior to it being approved and even Mrs. Jacqueline Warr, Director, Model Cities, admitted to the fact that YDC has had some administrative problems and "that some of the administrative decisions were not the best that could have been made." I, too, am of the opinion that the program has not been efficient, that some of the administrative costs were used for programs other than those benefiting youth and that the program should be turned over to the Lansing School District for proper administration and to assure that youth involved will be the beneficiaries of the program, not the administrators. I recommend that Model Cities fund the Lansing School District for the aforementioned youth program for the following reasons:

A. Approximately \$80,000 of \$175,644 spent on total personnel budget covers management personnel costs, including positions not directly related to youth programming, (i.e., Cooperative Coordinator and other top management personnel—see budget).

B. Only \$67,600 of \$175,644 is spent on wages to fund positions for youth. More money is spent on management personnel than for the wages of the youth participating in the program—approximately \$12,400 more.

C. Of the total program budget of \$212,199, more than \$175,000 is spent on personnel or approximately 83% of that total—even allowing for service personnel costs, the administrative overhead is very high.

In addition to the above, I wish to point out that the Tri-County Consortium recently allocated \$623,916 for youth programs, which includes the following: \$266,916 to the Lansing School District for in-school programs; \$117,000 to the O.E.O. for out-of-school programs; and, \$240,000 for a 1975 Summer Youth Program, a Program Operator for which is yet to be named. In October of 1974, YDC did in fact apply for program funding with the Tri-County Consortium and it was one of the lowest rated. I am advised that it was difficult to find a substantive program of YDC. On the other hand, the Lansing School District absorbed a good share of the administrative costs in its program.

In short, I have seen nothing which has proven to me that the youth and the taxpayer are getting the most for their dollar, and I recommend that you immediately meet with the Lansing School District for the purposes of discussing an immediate take-over of the present YDC program for the good of everyone concerned, except the top-heavy management involved in YDC.

Therefore, I evoke Section 6.8 of Chapter 6 of the City Charter, that grants veto power to the Mayor over matters adopted by the City Council. In accordance with this provision, and for the reasons heretofore mentioned, I place my veto over the contract in question.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

January 8, 1975

Miss Theo Fulton
Lansing City Clerk
City Hall
Lansing, Michigan
Dear Miss Fulton:

Attached is a copy of my veto message which relates to the approval by the City

Council, on Monday, January 6, 1975, of a Resolution approving a \$516.26 expenditure by the Michigan Indian Benefit Association. It is submitted to you in accordance with Section 6.8 of Chapter 6 of the City Charter.

Sincerely,

GERALD W. GRAVES,
Mayor.

January 8, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and

Council Members:

On Monday, January 6, 1975, you approved a Resolution which relates to a \$516.26 expenditure by the Michigan Indian Benefit Association. That Resolution makes legal the expenditure of the \$516.26 spent by the Association personnel after the fact, and after it was declared an ineligible cost "because it does not conform with the contract budget allocations" according to Seidman and Seidman, Certified Public Accountants. All too often we have seen this happen in the Model Cities contracts. It is time for this to cease.

For several weeks, and during the Council Committee of the Whole Sessions, I specifically requested of Model Cities Director Jacqueline Warr, a detailed breakdown of the costs involved. I received promises from her, but no detailed information. In a "last minute effort to save the Resolution," Councilman John Anas passed down a general breakdown of the expenditure. I have not had the opportunity to check that detail, and therefore in good conscience, I cannot accept this Resolution. Therefore, I evoke Section 6.8 of Chapter 6 of the City Charter that grants veto power to the Mayor over matters adopted by the City Council. In accordance with this provision, and for the reasons heretofore mentioned, I place my veto over the Resolution in question.

In placing my veto over this Resolution, I wish to advise that this is not the first time that there has been a neglect or a great delay in receiving information that I have requested from Mrs. Warr. In the past, for example, I have received a complaint that someone from Model Cities had attended the Mayor's Conference—National League of Cities Meeting in Hawaii using taxpayers dollars. It took approximately 13 months and a lot of hassle from my office to receive that reply. It is interesting to note that it was in fact Jacqueline Warr, Model Cities Director, and Eugene Loyd, then a Model Cities Policy Board Member, who made the trip to Honolulu,

at a cost of \$1,108.95. This cost, coupled with that of the City Council's designee brought the total expenditure to approximately \$2,000. I am not objecting to the expenditure of your designee, but I am objecting to the large expenditure made by Model Cities personnel and to the long delay before a reply could be received from Mrs. Warr.

Sincerely,

GERALD W. GRAVES,
Mayor.

By Councilman Ferguson—

That we override the veto of the Mayor.

Carried.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

PUBLIC DRIVERS — Virgil C. Nadeau, Patrick D. O'Donnell, Domingo V. Ganboa, Jr.

RUBBISH HAULER — Garland R. Martell.

SEWER CLEANER — Donald Venema dba John's City & County Plumbing & City Sewer Cleaners.

Referred to Committee on Ordinance and Contracts.

Request from Gross Telecasting Inc. to place a radio remote trailer in front of Michigan Furniture Store at 305 E. Michigan Avenue on January 16, 17, 18, 1975.

Referred to Committee on City Affairs.

Requests filed for special 24-hour liquor permits for:

a. Auto Body Credit Union — February 15, 1975 — Civic Center.

b. Bretton Woods Lions Club — February 6, 1975 — National Guard Armory.

Referred to Committee on City Affairs.

Letter from Waters Real Estate Co. in regard to leasing to City property at 1925 South Cedar St.

Referred to Committee on Buildings and Properties.

Letter from Walter Neller Co. offering City parcel of land on West Willow St. near Sewage Treatment Plant expansion.

Referred to Committee on Buildings and Properties.

Letter from Franklyn Kircher in regard to marker damaged on E. Michigan Ave.

Referred to Public Service Director.

News Release from United States Railway Association in regard to action taken relative discontinuance of service or abandonment of any line on railroad.

Received and placed on file.

Notice from The Bureau of Water Management of a meeting to be held on January 28, 1975 relative designation of an area wide Waste Treatment Management Planning Area and Planning Agency.

Received and placed on file with copy to Director of Public Service.

Notice from BILD Corporation in regard to:

- a. Meeting to be held on January 14, 1975 relative Capitol Commons.

Referred to City Attorney, Committee of the Whole and Model Cities Director.

- b. Letter received from Urban Reinvestment Task Force on Neighborhood Preservation.

Referred to Committee of the Whole.

Notice of hearing on amendments to Rule 2, 4, 12(f) and 13 of Consumers Power Company's Standard Rules and Regulations.

Received and placed on file with copy to the Mayor, City Council and City Attorney.

Notice of Public Hearing from State of Michigan, Public Service Commission on application of Consumers Power Co. for authority to increase its rates for sale of gas.

Received and placed on file with copy to the Mayor, City Council and City Attorney.

Letter from Youth Development Corporation relative agreement.

Referred to Committee of the Whole.

REPORT OF COMMITTEES

The Committee on ORDINANCE AND CONTRACTS approves the following applications and bonds for licenses:

PUBLIC DRIVERS — Virgil C. Nadeau, Patrick D. O'Donnell, Domingo V. Ganboa, Jr.

RUBBISH HAULER — Garland R. Martell.

SEWER CLEANER — Donald Venema dba John's City & County Plumbing & City Sewer Cleaners.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the request from Red Lobster Inns of America Inc. for transfer of ownership and location of 1974 Class "C" license with Dance-Entertainment Permit from Paul DeRose at 521 East Michigan Avenue to 6450 South Cedar Street, reports as follows:

That said request be approved for location only. Another inspection will be made after the building has been completed. The signatures of the required departments have been received.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Gross Telecasting, Inc., (WJIM) to park a radio remote trailer in front of Michigan Furniture (305 East Michigan) on January 16, 17, and 18, 1975, reports as follows:

The Committee recommends permission be granted and that arrangements be made

with the Parking Supervisor for the capping of two meters immediately east of the crosswalk (by the main entrance) and for reimbursement for revenue lost therefrom.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Auto Body Credit Union for permission to serve alcoholic beverages at the Civic Center on February 15, 1975, reports as follows:

The Committee recommends permission be granted provided the special 24-hour permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Bretton Woods Lions Club for permission to serve alcoholic beverages at a dinner dance at the Michigan National Guard Armory on February 6, 1975, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PARKS AND RECREATION and Committee on FINANCE, to whom was referred the recommendation of the Director of Parks and Recreation to extend the Sonitrol Security Systems Contract to protect the Dodge-Turner Mansion, reports as follows:

The Committee concurs in the recommendation and that an agreement with Sonitrol Alarm Systems for the installation and operation of an alarm system with fire detectors be made and further, that the sum of \$1,860.00 to cover installation and six months of operation be transferred to the account No. 249-936-240-975.

Signed:

JAMES D. BLAIR,
TERRY J. McKANE,
JOEL I. FERGUSON,
JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Parks and
Recreation and Committee
on Finance.

By Councilman Blair and

Councilman Anas—

That the report of the Committees be adopted.

Adopted by the following vote:

Unanimously.

The Committee on BUILDINGS AND PROPERTIES and Committee on FINANCE, to whom was referred the study report by The Warren Holmes Company and Kenneth Black for the Lansing Civic Center, reports as follows:

The Committees recommend that the study report be accepted and that the firm be paid the balance of the contract. The Committees direct Civic Center Manager, Mr. George Baer, to present the study to the Civic Center Board and request the Board to submit an alternative 3-year renovation program based on the study on or before February 3, 1975.

Signed:

ROGER T. MAY,
JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Buildings and
Properties and Committee on
Finance.

By Councilman May and

Councilman Anas—

That the report of the Committees be adopted.

Adopted by the following vote:

Unanimously.

The Committee on BUILDINGS AND PROPERTIES and Committee on FINANCE, to whom was referred the contract of Hammer, Siler, George Associates, economic consultants for the Lansing Civic Center, reports as follows:

The Committee authorize the payment of \$3,500.00 to Hammer, Siler, George Associates for their contract. The Committees discussed and reviewed the contract with Hammer, Siler, George Associates and decided that a final report would not benefit the City of Lansing, therefore, it is recommended that with the assistance of the City Attorney, the Committee on Buildings and Properties negotiate with Hammer, Siler, George Associates to terminate the contract and arrive at an amount agreeable to both parties for the balance of the contract fee.

Signed:

ROGER T. MAY,
JOHN T. ANAS,
TERRY J. MCKANE,
JACK D. GUNTHER,
JOHN T. ANAS,
TERRY J. MCKANE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Buildings and
Properties and Committee on
Finance.

By Councilman May and

Councilman Anas—

That the report of the Committees be adopted.

Adopted by the following vote:

Unanimously.

Miss Belen said she felt the City should have some statement from Hammer, Siler, George Associates as to what has been done on the termination of the contract.

The Committee on PLANNING, to whom was referred the rezoning petition Z-49-74—for property at 6100 block of South Waverly Road (S.E. corner of Waverly Rd. and Miller Rd. from "A" One Family Residence District to "B" One Family Residence District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
LUCILE BELEN,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred the rezoning petition Z-45-74 for property at 6042 South Cedar Street from "E-2" Drive-In Shop District and "DM" Multiple Family Dwelling District to "F" Commercial District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
LUCILE BELEN,
Committee on Planning.

By Councilman Gunther

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

January 9, 1975

Honorable Mayor and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Gentlemen:

Within the near future you will be receiving a communication from the Lansing School Board requesting approval of a resolution for collecting school taxes twice yearly. See attached article, which appeared in the State Journal on December 20, 1974.

The Lansing School District has entertained such an idea for quite some time, and the City of East Lansing began collecting part of the school taxes last July. Recently I received a phone call from the attorney for the school district requesting my thoughts on the proposal, therefore, this move has been expected.

Since a "twice-a-year" school levy would have to be approved by the City Council, it is felt by this office that the following facts should be brought to your attention.

From an administrative and collection standpoint, it is my belief that levying school taxes in July would present no prob-

lems greater than some additional record keeping and fund disbursing. As you are aware, tax collection accounting functions are now computerized, however, the program was designed to accommodate an eventuality such as this.

The implications of twice-a-year school tax payments, for the taxpayers of Lansing should be a prime consideration:

1. Inequity in taxation already exists because Lansing taxpayers are required to pay their Community College taxes in July, whereas their neighbors in the townships are not billed until December.
2. Lansing taxpayers would be required to pay in excess of \$11.9 million dollars (based on the December 1974, Lansing School District levy of \$23.9 million dollars) in school taxes by August 31st each year—5½ months earlier than in the past.
3. General Motors, the biggest Lansing taxpayer would be required to pay school taxes of \$1.9 million dollars by August 31st; Motor Wheel Corporation would pay \$274,000 additionally by August 31st; Consumers Power and U.S. Steel would pay \$164,000 additionally by August 31st, and White Motors (Diamond Reo) would be required to pay \$137,000 in school taxes by August 31st each year. The above figures are based on 1974 school tax rates and assessed valuations, and are subject to change yearly.
4. Using the 1974 City tax rate of \$10.60 per thousand dollars of assessed value; Community College tax rate of \$2.27 per thousand; and \$16.51 (½ of December 1974 rate of \$33.02 per thousand) per thousand Lansing School District tax rate — Lansing taxpayers would pay 52.5% of their annual tax bill in future years, by August 31st. Assuming the average home owner has a home assessed at \$10,000, he would in future years pay a July tax bill of \$293.80, as compared to \$128.70, in July of 1974; and a December tax bill of \$264.90, as compared to \$430.00 in December 1974.
5. Those taxpayers choosing not to pay their school taxes before August 31st would be required to pay an additional 4% penalty on them when transferred to the December tax roll, and subsequently would pay a second 4% (total 8%) on them if not paid before the following February 14th, whereas, at the present time school taxes do not incur any penalty unless they remain unpaid after February 14th.

You will note in the newspaper article that the Superintendent of Schools, Carl Candoli has stated that each Fall the school district must borrow money to pay salaries and expenses, because the tax dollars are not available until December. He also said that because of higher interest rates on loans, this is becoming increasingly difficult. Left unsaid, was the fact that in recent years the district has borrowed funds

in the Fall and has not repaid them for a year, while in turn investing the school tax monies, when received, at a higher interest return. According to the school financial report, which appeared in the State Journal on October 31, 1974, the district repaid \$7,372,000 in State Aid Notes on August 30, 1974. These notes (payable to four banks) carried an average interest rate of something less than 5.61%, whereas in December of 1973, when the school tax monies became available to the district, interest rates were at 9% and on the rise until mid-1974. The school district was able to invest the tax money and realize a handsome return. No criticism of the school district is intended here, because in my opinion this is simply wise money management; however, I think it should be pointed out that the decision as to when Lansing taxpayers pay their school taxes will ultimately come down to whether Lansing businesses and property owners are able to retain these funds until February 14th and thereby reap the benefit of use — and invested funds — or pay them over to the school district by August 31st thereby permitting the school district to reap the investment benefits. The school district would not be required to borrow funds in the Fall if school taxes were collected in July; however, as previously stated, if half of the school tax is collected in July and August at 1974 rates, this would generate in excess of \$11.9 million dollars for the school district. In view of last year's borrowing of \$7.3 million dollars, the district would still be able to invest in excess of \$4 million dollars.

Hopefully this letter has given you some insight to the subject thereby assisting you in making the proper decision when required to do so.

Feel free to contact this office should you desire or require further clarification.

Respectfully submitted,

HUGO J. HUFNAGEL,
City Treasurer.

Referred to Committee of the Whole.

January 6, 1975

Honorable Mayor and

Members of City Council

Lansing, MI

Re: Request for sidewalk sign at 215 E.
Kalamazoo St.

Gentlemen:

In reference to the above request made by Mr. Mark Brown, manager, Community Automotive, for permission to install an "A" frame sign on Grand Ave., I would recommend that this request be denied.

A sign of this type would obstruct the R.O.W., and would be in violation of Ord-

nance No. 277, dealing with signs in the Central Business district. Mr. Brown and I discussed this matter and he indicated there were other alternatives that he was considering.

Should additional information be required, please advise.

Sincerely,

JAMES W. KZESKI,
Building Commissioner,
City of Lansing.

Referred to Committee on Buildings and Properties.

January 8, 1975

Councilman Joel Ferguson

Chairman

Lansing Council Committee

on City Affairs

Dear Councilman Ferguson:

Attached is an application for a parade scheduled for 6:30 P.M. on January 15, 1975, in observance of Martin Luther King's birthday, submitted by the Greater Lansing Urban League Career Opportunity Center. This application has been approved by the Public Service Director, Traffic Engineer and myself.

Our Traffic Bureau estimates this parade will cost the City a total of \$63.44, representing three Patrolmen, one Sergeant and four vehicles.

We have no objections to this parade route, and are submitting it to your committee for final approval.

Respectfully yours,

THOMAS W. O'TOOLE,
Chief of Police.

Referred to Committee on City Affairs.

REPORT OF COMMITTEE

The Committee on CITY AFFAIRS, to whom was referred the request of Greater Lansing Urban League Career Opportunity Center for permission to parade on City streets on January 15, 1975 starting at 6:30 p.m., in observance of Martin Luther King's birthday, reports as follows:

The Committee recommends permission be granted, the application having been approved by the Chief of Police, Director of Public Service and the Traffic Engineer.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

January 9, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is Change Order No. 2, submitted by Structural Concrete, Inc., on the Clemens Street Pumping Station, P.S. 47028, increasing the amount of the Contract by \$1,351.49, due to as-built conditions.

I would recommend approval of this Change Order.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the Change Order No. 2, submitted by Structural Concrete, Inc. on the Clemens Street Pumping Station, P.S. 47028, increasing the amount of the contract by \$1,351.49, due to as-built conditions, reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

TO: Lansing City Council—

City Affairs Committee

FROM: Gordon E. Adsit, Fire Marshal

DATE: January 8, 1975

SUBJECT: Attwood School—Third Grade
Camp Fund

Councilman Ferguson:

This office has issued a burning permit to Melvin W. Hansens, Third Grade Camp Fund Chairman to permit Attwood School to have five bonfires. We stipulated that these bonfires must be supervised by two adults for each fire and be protected with a 2A-5BC fire extinguisher. We also advised Mr. Hansens that the teachers should give the children a lesson in fire safety relative to bonfires previous to the activity.

Sincerely,

GORDON E. ADSIT,
Fire Marshal.

Referred to Committee on City Affairs.

January 7, 1975

Councilman Joel Ferguson

Chairman

Committee on City Affairs

Lansing City Council

Dear Councilman Ferguson:

With reference to the request of Attwood School to have a Winter Festival on January 31, 1975, referred to this department by your committee, this is to advise you of the following.

This department has no objections to this Festival, and I have contacted Captain William Cavanaugh of our Uniform Division and directed him to furnish the needed personnel. He will contact Mr. Melvin Hansens, Chairman of the Festival, and obtain the details we will need.

If we can be of further service, do not hesitate to contact us.

Respectfully yours,

THOMAS W. O'TOOLE,
Chief of Police.

Referred to Committee on City Affairs.

REPORT OF COMMITTEE

The Committee on CITY AFFAIRS, to whom was referred the request of Attwood School to have a Winter Festival on January 31, 1975, reports as follows:

The Committee recommends permission be granted. The Police Department will furnish the needed personnel and the Fire Marshal's office issued a burning permit together with stipulations for fire safety.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

January 9, 1975

Honorable Mayor and
Members of City Council
City of Lansing

Gentlemen:

The clearing of properties in the first major phase of the Kingsley project has been completed and architectural plans for the center are progressing.

At this time it is necessary for Kingsley Court, between Huron Street (on the west) and 1201 Kingsley (on the east) be vacated so development of the park may proceed.

I would appreciate your support in this matter.

Sincerely,

THEODORE J. HASKELL,
Director of Parks and
Recreation.Referred to Planning Board and Public
Service Board.

January 8, 1975

Honorable Mayor
and City Council
City Hall
Lansing, MichiganSubject: B-75-273 Helicopter Searchlight
Assembly

Gentlemen:

One bid for the purchase of one (1) searchlight assembly and one (1) spare bulb for the Lansing Police Department Helicopter was opened on Tuesday, E.S.T. at 8:00 P.M., January 7, 1975.

We recommend acceptance of the bid submitted by Spectrolab, Division of Textron, Inc. for a total delivered price of \$5,940.00 for the searchlight and a total delivered

price of \$475.00 for the spare bulb, making the total amount authorized \$6,415.00.

Respectfully submitted,

VAUGHAN L. McKINCH,
Purchasing Director,

THOMAS W. O'TOOLE,
Chief of Police.

Referred to Committee on Public Safety.

REPORT OF COMMITTEE

The Committee on PUBLIC SAFETY, to whom was referred the recommendation of the Purchasing Director and the Chief of Police that the bid submitted by Spectrolab, Division of Textron, Inc., for one helicopter searchlight assembly and one spare bulb for a total delivered price of \$5,940.00 for the searchlight, and a total delivered price of \$475.00 for the spare bulb, total amount authorized \$6,415.00, be approved, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Chief of Police.

Signed:

TERRY J. McKANE,
JOHN T. ANAS,
ROGER T. MAY,
JOEL I. FERGUSON,
Committee on Public Safety.

By Councilman McKane—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

January 9, 1975

Honorable Mayor
and City Council
City Hall
Lansing, Michigan

Subject: B-75-274 Pickup Trucks

Gentlemen:

Attached is the tabulation of six bids for the purchase of five (5) new pickup trucks for the Public Service Department, which were opened at 3:00 P.M., E.S.T. on Tuesday, January 7, 1975.

We recommend acceptance of the third low bid submitted from University Oldsmobile GMC in the amount of \$18,895.00 because they bid on a $\frac{3}{4}$ ton pickup while the others bid on $\frac{1}{2}$ ton trucks. It would

be in the best interest of the City for the additional \$314.25 to accept the bid of University Oldsmobile GMC.

Respectfully submitted,

VAUGHAN L. McKINCH,
Purchasing Director,

ROBERT R. BACKUS,
Public Service Director.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the recommendation of the Purchasing Director and the Director of Public Service that the third low bid submitted by University Oldsmobile GMC in the amount of \$18,895.00 for the purchase of five pick-up trucks, be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Director of Public Service.

Signed:

JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

January 13, 1975

Honorable Mayor Gerald W. Graves and
Members of the City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Mayor Graves and Council Members:

The Community Development Technical Planning Committee, acting on recommendations from the Equal Opportunity Work Group, makes the following recommendations to the City Council.

1. That the City Council re-affirm the City's Affirmative Action Plan as written.
2. That the City Council adopt as an addendum to the Affirmative Action Plan, the attached papers, titled: "City of Lansing, Michigan—Affirmative Action Plan—Guidelines for Implementation," and

3. That the City Council request the City Attorney to prepare appropriate amendments to the Municipal Code of Fair Practices to insure that no persons are discriminated against upon the basis of their age.

The Equal Opportunity Work Group, consisting of Dan Bodwin, Peter Houk, Jacqueline Warr and Richard Letts, as Chairman, have unanimously concurred in these recommendations. The Technical Planning Committee, upon review of these recommendations, relative to Community Development regulations, have unanimously endorsed the recommendations of the Equal Opportunity Work Group.

The Technical Planning Committee requests the City Council to adopt resolutions which would implement these changes.

Sincerely,

ALAN E. TUBBS,
Chairman,
Community Development
Technical Planning Committee.

Referred to Committee of the Whole.

January 8, 1975

Honorable Mayor, Mayor Pro-Tem and
Members of Lansing City Council
City Hall

Lansing, Michigan

Dear Mayor, Mayor Pro-Tem and

Council Members:

As the present Chairman of the Lansing Tri-County Regional Manpower Administrative Board and one of your duly appointed representatives to that Board, I would like to reply to the Mayor's letter of January 3, 1975; Subject: CETA Title VI—Emergency Jobs and Unemployment Act, 1974.

I, too, am heartily in accord with the humanitarian goals and objectives; however, my deepest concern is the City's reaction time to provide emergency jobs in the excessively high unemployment conditions and effectively serve the needs of the City of Lansing's unemployed. We must immediately react to the economic situation and this program to have an immediate effect at our local level.

The Mayor has several areas of concern which I will appoint myself but I wish to emphasize that these specifics have been forwarded to the Mayor in several documents and, in addition, he has on his staff a professional position for Manpower Administration which could and should clarify his concerns. Some of his concerns are the City's responsibility and can only be spoken to by the Mayor's administrative responsibility.

1. Will monies be provided under the Act to permit purchase of necessary equipment and supplies for use and in connection with program participants?

Answer 99.74 Allowable Federal Costs

(a) Section 98.12 concerning Allowable Federal Costs shall apply to Title VI except for 98.12(b)(1). (Copy attached to City Contract, Title II)

The following also apply to Title VI funds

1. Not less than 90% of funds appropriated pursuant to Title VI of the Act which are used by the eligible applicant for public service employment programs shall be expended only for wages and fringe benefits (see 602(b)).
2. Allowable cost chargeable to fringe benefits include training materials, work tools, uniforms and other equipment ordinarily provided by the employer to his regular employees and for the ownership of the participants.
3. (i) The 10% funds used by an eligible applicant for public service employment programs under Title VI, after the 90% requirement of 99.74(b) of this Title is met, may be used for administration, training and supportive services; including equipment and materials used in training or participants as defined in 98.12(e)(3).
- (ii) None of the 10% may be used for acquisition, rental, or leasing of supplies, equipment, material or real property for administration of the program whether expenses are budgeted as a direct cost, indirect cost or overhead cost.
2. Will Title VI dollars be available to cover costs of individual program participant termination?

Answer 98.12(e)(4) (Document available in Mayor's Office)

Fringe Benefits—Fringe benefits costs for participants include but are not limited to the following: annual, sick, court and military leave pursuant to an approved leave systems, employer contribution for social security, employees life and health insurance plans, unemployment insurance, workmens compensation insurance, and retirement benefits provided such benefits are granted under an approved plan.

3. Can the City of Lansing effectively and efficiently live with the time constraints outlined in the Secretarie's Communication for the development of a comprehensive City plan to utilize all of our public employment dollars?

Answer This item poses no problem to the City. The required general inputs from the City were received January

6, 1975 and have further been developed by the Consortium Manpower Administration to meet the Federal requirement. Final details should be developed by the City for the suspense date of January 30, 1975 submission of full funding. This is an internal City responsibility.

4. Has the procedure been refined for program participant termination or transition into the general City work?

Answer Section 103, Section 211 of the Comprehensive Employment and Training Act of 1973, amended, (b) No officer or employee of the Department of Labor shall by regulation or otherwise, impose on any eligible applicant as a condition for the receipt of financial assistance under this title, any requirement that any eligible must place in other jobs a specific number or proportion of public service job holders supported under this title. The Secretary may establish placement goals for eligible applicants, except that such goals must be identified as goals, not requirements, and any form or other document developed pursuant to such regulations shall give written notice to that effect. Any eligible applicant shall have the right, clearly stated in such regulations, to receive a waiver of such goals if in his judgment such goals are not feasible. Such a waiver, a request for which may be submitted at any time, may be granted by the Secretary where, in his judgment, local conditions warrant it. Whenever such a waiver has been granted, failure to meet placement goals shall not be cited in any official review or evaluation of that eligible applicant's programs.

5. What will be the "lay-off" procedure or policy regarding CETA employees and regular City employees?

Answer 99.1(F)

It is recognized that many local areas are experiencing severe revenue reductions and in revising their budgets are forced to lay off employees. Those employees legitimately laid off under these conditions to the extent they meet the other eligibility requirements under the Act (30 day unemployment, etc.), may be enrolled in this program. However, in no way are local jurisdictions allowed to layoff employees with the intended purpose of calling them back into jobs funded under this program. Eligible applicants must provide substantive documentation in their grant for legitimate lay-off and call-backs which are expected during the period of the grant. (g) To achieve many of the objectives described above, this Part 99 provides, in Subpart D, special provisions which eligible applicants of areas of excessively high unemployment (7.0%) may utilize in accomplishing the performance levels in this approved plan.

These special provisions include a 15 day unemployment eligibility period for unemployed persons and special program designs which will enable eligible applicants to create emergency employment projects of community improvement and beautification.

6. What specific projects have been or are being identified for the employment of this additional manpower?

Answer This is an internal administrative responsibility of the Mayor's Office by his Manpower Director. That office has been aware of the requirement since December 23, 1974.

7. Where and how will employees be housed, scheduled, transported and supervised?

Answer An internal administrative responsibility of the Mayor's Office and his plan developed by his Manpower Director.

8. Is this an appropriate time to embark upon a program of this magnitude in view of the fact that Sub-Pay unemployment compensation recipients are currently being compensated at comparable rates for a yet undetermined period of time?

Answer Only those employees of General Motors and Motor Wheel are eligible for Sub-Pay. However, many of the unemployed have exhausted Sub-Pay and others have exhausted unemployment insurance benefits. Many other unemployed do not receive Sub-Pay. However, 99.36 Eligibility for Participation in Title VI Program.

- (b) Eligible applicants in selecting persons to participate in programs funded under Title VI of the Act shall, to the maximum extent feasible, give preference to unemployed persons who have exhausted their unemployment insurance benefits to unemployed persons who are not eligible for unemployment insurance benefits (except for persons lacking work experience), and to unemployed persons who have been unemployed 15 or more weeks. A person who lacks work experience shall be a person who is a new entrant to the labor force.

- (c) Eligible applicants, in determining the eligibility of persons to participate in the programs funded under Title VI of the Act, shall encourage applicants to apply for unemployment compensation benefits under regular unemployment insurance laws, extended benefits and special and emergency benefits. This would include benefits provided under the new Special Unemployment Assistance Program for workers who could not otherwise receive unemployment

payments under any other law and the Emergency Unemployment Compensation Program which provides extended benefit coverage for workers.

- (d) Notwithstanding the provisions of paragraph (b) of this section, persons who meet eligibility requirements of 99.36 may be enrolled to participate in programs funded under Title VI of the Act under considerations described in the approved temporary employment plan.

This information has been available to the Mayor's Manpower Director and the documents are in that office at this time.

I agree that as elected officials, we possess a great opportunity to assist those less fortunate among our citizens; however, I insist that we must positively react to this opportunity.

Other units of local government in the Lansing Tri-County Consortium have been able to immediately respond to the requirements whether or not they had any political concern.

I believe it is incumbent on City Council to review with the City Director of Manpower the necessary steps to effectively implement this program.

Sincerely yours,

JOEL I. FERGUSON,
Chairman,
Lansing Tri-County Regional
Manpower Administrative
Board.

Referred to Committee of the Whole.

January 9, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

The Board of Public Service to whom was referred the preliminary plat of Marscot Meadows No. 5, recommends approval of said plat subject to the filing of the required petitions for all utilities, and the granting of required easements. The Board further recommends that the minimum right-of-way be 60 feet, and that the minimum radius for the proposed cul-de-sac be 45 feet. It was also recommended that the proposed sewer layout be revised until it is acceptable to the City Engineer.

Respectfully submitted,

BARBARA GARLOCK,
Secretary.

Referred to Committee on Public Service and Highways.

January 9, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

The Board of Public Service to whom was referred the Final Preliminary Plat of Denali Subdivision, recommends that said plat be approved, subject to the construction of a retention basin.

Respectfully submitted,

BARBARA GARLOCK,
Secretary.

Referred to Committee on Public Service and Highways.

January 9, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

The Board of Public Service to whom was referred the request of Fine-Bilt Homes, Inc., for an extension of time of the "tentative plat" for Glenburne on South Waverly Road, have no objections to said request.

Respectfully submitted,

BARBARA GARLOCK,
Secretary.

Referred to Committee on Public Service and Highways.

January 9, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

The Board of Public Service to whom was referred the request of Granger Construction to increase their landfill rates from Fifty cents per cubic yard to Sixty-five cents per cubic yard, recommends that this increase be approved, but not to become effective until July 1, 1975.

Respectfully submitted,

BARBARA GARLOCK,
Secretary.

Referred to Committee on Public Service and Highways.

January 9, 1975

Letter (a)

To the Honorable Mayor and

Members of City Council

Gentlemen:

At its January 8, 1975 meeting, the Traffic Board recommended for Council's consideration the erection of YIELD signs on Sunderland Rd. at Ginger Snap Lane. There are minimal sight restrictions at this intersection and the YIELD signs will definitely assign the right of way to vehicles on Ginger Snap Lane.

On December 9, 1974, Council received a petition for STOP signs at this intersection. Investigation of the intersection indicates that there are no warrants for STOP signs. Only one accident has been reported at this intersection and visibility is great enough that STOP signs are not necessary.

The recommendation for YIELD signs was adopted by a 5-1 vote, with one Board member abstaining. In addition, the Traffic Board recommended that appropriate crosswalks be painted as soon as weather permitted.

Respectfully submitted,

LANSING TRAFFIC BOARD,
Raymond O. Severy,
Secretary.

Referred to Committee on Public Safety.

January 9, 1975

Letter (b)

To the Honorable Mayor and

Members of City Council

Gentlemen:

The Traffic Board at its January 8, 1975 meeting recommended for Council's consideration the following parking regulation on Pleasant Grove Road:

No Parking At Any Time

Pleasant Grove Rd., both side from Victor Street to So. Logan Street.

In effect, this extends the no parking regulation south from Jolly Rd. to Logan St. This recommendation was approved by a 6-1 vote.

Respectfully submitted,

LANSING TRAFFIC BOARD,
Raymond O. Severy,
Secretary.

Referred to Committee on Public Safety.

January 9, 1975

Honorable Mayor and

Members of City Council

Gentlemen:

At their meeting of January 7, 1975, the Planning Board acted to postpone the date of their regular mid-month meeting from Tuesday, January 21, 1975 to Thursday, January 30, 1975.

The meeting will be held in Court Room No. 1 on the Sixth Floor at 7:30 p.m.

Respectfully submitted,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Received and placed on file.

January 9, 1975

Z-62-74

Honorable Mayor and

Members of City Council

Gentlemen:

The Planning Board, at their meeting of January 7, 1975, recommended that the request by James R. and Deresa O. Riley to rezone property located at 416-426 West St. Joseph Street from "D" Apartment District to "D-1" Professional Office District be approved.

Several years ago the usage of this property did conform to the zoning district ("D" Apartment) in which it was located. However, because of the intensity of the type of uses which were being intermixed with residential development throughout the City, it was found necessary to amend the Zoning Code to exclude office and/or non-residential development from the residential areas. The primary intent was to insure a more compatible land use development.

The site has direct access to a major street. This requested rezoning is not expected to have any impact upon area schools, utilities, or streets. The Central City Development Plan calls for this area to be developed for a mixed commercial and governmental use. The requested rezoning is compatible with that Plan. The requested rezoning is also compatible with the zoning policies for this area. It is not expected that the requested rezoning will stimulate requests for similar rezonings in the area.

The boundaries of the site are acceptable as boundaries for this district to the west, south, and east. However, to the north, where the site abounds residential properties, screening should be provided to protect these residential properties. Standards

included in the Zoning Code should insure that development occurs in an orderly manner.

There was no one present at the January 7, 1975 public hearing in opposition to this request.

This recommendation received unanimous approval.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

January 9, 1975

Z-65-74

Honorable Mayor and

Members of City Council

Gentlemen:

The Planning Board, at their January 7, 1975 meeting, recommended to City Council that the request to rezone a parcel of land located at 909 West Holmes Road from "J" Parking District to "F" Commercial District be approved.

The site is presently developed with a commercial building which is being remodeled for commercial use. The remodeling is to include a vestibule entrance which will accommodate handicapped persons. This vestibule extends into the area which is now "J" Parking District. Since the Ordinance prevents building in a "J" Parking District, a change of zoning is necessary to allow improvements to be made.

The Board has found that the change of zoning to "F" Commercial over the entire site will not seriously affect the site development. The Zoning Ordinance now requires off-street parking for commercial establishments. Review of the site plan indicates there are presently forty (40) spaces on the site which will be retained. This is approximately ten (10) spaces more than is actually needed under the minimum requirements of the Zoning Code. It is further pointed out that the site is located within a commercial area, therefore, the change is in conformance with established land use development.

There was no one present at the January 7, 1975 public hearing in opposition to this request.

This recommendation was by unanimous vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

January 9, 1975

Z-63-74

Honorable Mayor and

Members of City Council

Gentlemen:

The Planning Board, at their January 7, 1975 meeting, recommended to City Council that the petition to rezone the property located at 6253 South Logan from "A" One Single Family District to a "C-2" Two Family District be denied as filed; and further recommended that Lot 45 be rezoned from "A-1" Family Residential District to "C-2" Family Residential District. This recommendation will allow the applicant to convert the existing dwelling as proposed, but will discourage development of additional duplexes on the northerly lot, which the Committee believes could overdevelop the site.

It is not expected that the requested rezoning will have any affect on schools, streets, and public utilities. The 1960 Comprehensive Master Plan specifies this area to be a low density residential area and the requested rezoning is compatible with that Plan.

There was no one present at the January 7, 1975 public hearing in opposition to the request.

This recommendation was by unanimous vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

January 9, 1975

Z-64-74

Honorable Mayor and

Members of City Council

Gentlemen:

The Planning Board, at their January 7, 1975 meeting, recommended to City Council that the request by Les Seidell to rezone a parcel of land at 2309 South Cedar Street from "B" Single Family Residential District to "D-1" Professional Office District be denied.

The Board believes that the lot size is inadequate and that a change of zoning would promote over-development and over-use of this parcel.

There is further concern regarding vehicular ingress and egress to the site and how it may disrupt the traffic flow along South

Cedar Street. The Board also believes that redevelopment of this frontage along South Cedar Street should occur only after the assemblage of land has taken place, which would promote more orderly development.

There was one person at the January 7, 1975 public hearing that was concerned with drainage and screening of the property.

This recommendation was by unanimous vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

January 9, 1975

Z-53-73

Honorable Mayor and

Members of City Council

Gentlemen:

The Planning Board, at their January 7, 1975 meeting, recommended that City Council reconsider its action in rezoning the property at 831-833 Fayette Street to "D-1" Professional Office District and initiate a petition to rezone said property back to the "C-2" Family Residential District.

When the rezoning petition was being processed, there was opposition from the surrounding residents. The property is located in an established residential area and is not on a major thoroughfare. Furthermore, the rezoning was, and is, a spot zone, inconsistent with the Master Land Use Plan.

The over-riding factor that resulted in the rezoning of the property was that the petitioner, Mr. Crofts, was a local real estate man that wanted to operate his office out of his home. Mr. Crofts claimed that the Board's concern over future use of the site was unwarranted, as he planned to remain. The site has been listed for sale and can be used for any use allowed in the "D-1" Professional Office District.

Since the primary reason for rezoning the property appears to be no longer valid, the Planning Board urges you to initiate a petition to return the property to a "C-2" Family status.

This recommendation was by unanimous vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING RESOLUTIONS — YOU MAY SPEAK ONLY FOR 3-MINUTES ON ANY ONE RESOLUTION.

No persons spoke.

RESOLUTIONS

By Committee on Buildings and Properties—

Resolved by the City Council of the City of Lansing:

Whereas, in November, 1974 the City of Lansing entered into a lease agreement with Albert Eaton and Lela Eaton to rent to them the premises located in the North Capitol Avenue Ramp commonly known as 316 North Capitol Avenue, Suite G, Lansing, Michigan, and

Whereas, said Albert and Lela Eaton have incorporated the business carried on in such premises and such business is now the Garage, Inc., and

Whereas, said lessees are desirous to obtain the consent, as required by the lease agreement, of the City of Lansing to transfer by assignment their interest under the aforesaid lease to their successor in interest, Garage, Inc., and

Whereas, said lessees will indemnify the City for the assignee's faithful performance of the lease covenants;

Now, Therefore, Be It Resolved that upon receipt and approval by the City Attorney of such an assignment agreement between Albert Eaton and Lela Eaton, and the Garage, Inc., and a copy of a resolution by the Garage, Inc., accepting such assignment and agreement of Albert Eaton and Lela Eaton to continue to hold themselves liable to the City for faithful performance of the lease by its assignee, such assignment is approved; and

Be It Further Resolved that the Mayor and City Clerk of the City of Lansing are hereby authorized and directed to sign such a consent on behalf of the City of Lansing.

Adopted by the following vote:

Unanimously.

Councilman Ferguson left the session.

By Committee on Ordinance and Contracts—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing agrees to provide, in all earth change activities un-

dertaken by it, for the protection of the waters of the state from sedimentation as required by the Soil Erosion and Sedimentation Control Act, being 1972 PA 347 as amended and the General Rules promulgated under the Act; and

Whereas, the attached soil erosion and sedimentation control standards and specifications approved by the Capitol Area Association of Soil Conservation Districts published on January 25, 1972 including "Appendix I" shall be utilized and required on public works projects and other public projects and earth change activities undertaken by or on behalf of the City of Lansing; and

Whereas, the City of Lansing desires to be designated by the Water Resources Commission as a public agency authorized to conduct earth change activities pursuant to the applicable provisions of the Soil Erosion and Sedimentation Control Act, the General Rules, and the approved standards and specifications of the Capitol Area Association of Soil Conservation Districts including "Appendix I" without the necessity for submitting individual plans to or obtaining individual permits from a county or local enforcing agency for each project or activity;

Now, Therefore, Be It Resolved that the Water Resources Commission is hereby requested to approve the soil erosion and sedimentation control procedures of the Capitol Area Association of Soil Conservation Districts including "Appendix I" for use by the City of Lansing, a copy of which procedures is herewith submitted to the Commission; and be it

Further Resolved, that the Water Resources Commission is hereby requested to designate the City of Lansing as an authorized public agency; and be it

Further Resolved, that the City of Lansing serving as an authorized public agency will undertake earth change activities in accordance with the requirements of the Soil Erosion and Sedimentation Act, the applicable General Rules, and the approved soil erosion and sedimentation control standards and specifications.

Adopted by the following vote:

Unanimously.

By Committee on Ordinance and Contracts—

Resolved by the City Council of the City of Lansing:

Whereas, an ordinance regulating soil and sedimentation on public and private land uses has been proposed for the City of Lansing, a copy of which is appended hereto; and

Whereas, pursuant to the Soil Erosion and Sedimentation Control Act, being 1972 PA 347 as amended, approval of said ordi-

nance by the Water Resources Commission is required prior to adoption of the ordinance; and

Whereas, upon approval of the ordinance by the Water Resources Commission, the City of Lansing intends to adopt said ordinance; now, therefore, be it

Resolved, that the City of Lansing hereby requests that the Water Resources Commission approve the proposed Soil Erosion and Sedimentation Control ordinance.

Adopted by the following vote:

Unanimously.

Councilman Ferguson returned to session.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and New Way In, Incorporated entered into a Contract, effective from March 24, 1974 through March 24, 1975, to provide for a Community Re-entry program (PN-42); and

Whereas, said Contract was amended on September 24, 1974; and

Whereas, on December 20, 1974, said Contract was amended and extended through March 31, 1975; and

Whereas, the City of Lansing and New Way In, Incorporated do mutually agree to again amend said Contract; and

Whereas, the proposed Amendment of said Contract is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and the City Clerk are hereby directed to sign said proposed Amendment of said Contract on behalf of the City of Lansing, after approval as to form by the City Attorney and after certification by the Director of Finance and CDA Fiscal Officer as to the availability of funds.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, numerous citizens serve on various committees of the City Demonstration Agency, and;

Whereas, the current inflationary trend of the economy has increased transportation costs and the like for these citizens; and

Whereas, the citizen stipend has been five dollars (\$5.00) since November 1, 1973;

Now, Therefore, Be It Resolved that the citizen stipend payments for the second half of the Model Cities Fifth (5th) Action Year be increased from five dollars (\$5.00) to eight dollars (\$8.00) per meeting.

By Councilman Belen—

This be referred to Committee on Finance.

Carried.

By Committees on Planning, and Public Service and Highways—

Resolved by the City Council of the City of Lansing:

P-8-69

Glenburne Subd.

Whereas, Mr. Donald W. Bolley of Fine-Bilt Homes, Incorporated has requested an extension of time for the tentative preliminary plat of Glenburne Subdivision, and

Whereas the Planning Committee and Public Service and Highways Committee of City Council have reviewed this request and recommended an extension of one (1) year be approved.

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the tentative Preliminary Plat approval of Glenburne Subdivision be extended for one (1) year.

Adopted by the following vote:

Unanimously.

By Committees on Planning, and Public Service and Highways—

Resolved by the City Council of the City of Lansing:

P-7-73

Denali Park Subdivision—Preliminary Plat

Whereas, an application has been filed for final approval of the Preliminary Plat of Denali Park Subdivision, and

Whereas, the Planning Department, in accordance with Section 37-38 of the Subdivision Control Ordinance, has reviewed this application and recommended approval thereof, and

Whereas, the Planning Committee of City Council and the Public Service and Highways Committee of City Council have re-

viewed this application and the report of the Planning Department, and concur therewith;

Now, Therefore, Be It Resolved that the Preliminary Plat of Denali Park Subdivision be approved subject, however, to all conditions as set forth by City Council at the time of tentative preliminary approval.

Adopted by the following vote:

Unanimously.

By Committee on Personnel—

Resolved by the City Council of the City of Lansing:

That effective January 13, 1975 the City Personnel Director is authorized and directed to effect the following changes within the Planning Department Section of the Classification and Compensation Plan, in accordance with the City's "Productivity—Reclassification Policy":

I — Delete one Planner VI position

II — Delete one Clerk-Steno IIB position

III — Reclassify two Planning Technician IIIB positions to Planning Technician V

IV — Reclassify one Clerk IB position to Clerk-Typist II

V — Reclassify two Clerk-Typist II positions to Clerk-Steno IIB

VI — Reclassify one Clerk-Steno IIB position to Secretary III

VII — Reclassify one Secretary III position to Office Manager V

VIII — Reclassify one Planner VII position to Planner VIII

Total net salary account reduction \$15,585 per annum.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows:

\$ 4,124.00 from Estimated Revenues—
Cemetery Fund
A/C 209-000-000-160

\$ 400.00 to Consulting Fees
A/C 209-290-000-817

1,124.00 to Building Additions
and Improvements
A/C 209-290-000-976

2,600.00 to Equipment
A/C 209-290-000-977

\$10,000.00 from Fund Balance
A/C 249-000-000-390

\$10,000.00 to Civic Center—
Economic Study
A/C 249-934-130-969

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

JOHN T. ANAS,
TERRY J. McKANE,
JAMES D. BLAIR,
JACK D. GUNTHER,
Committee on Finance.

Adopted by the following vote:

Unanimously.

ZONINGS

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-62-74 — 416-426 West St. Joseph Street,

be re-zoned from "D" Apartment District to "D-1" Professional Office District and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 3rd day of February, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-65-74 — 909 West Holmes Road,

be re-zoned from "J" Parking District to "F" Commercial District and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 3rd day of February, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-63-74 — 6253 South Logan Street,

be re-zoned from "A" One Family Residence District to "C" Two Family Residence District and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 3rd day of February, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-64-74 — 2309 South Cedar Street,

be re-zoned from "B" One Family Residence District to "D-1" Professional Office Dis-

tract and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 3rd day of February, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 23rd day of September, 1974, this council was petitioned to change the following described property from "A" One Family Residence District to "B" One Family Residence District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 30th day of December, 1974, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-49-74 — 6100 Block of South Waverly Road, Southeast corner of Waverly and Miller,

more particularly described as:

Commencing at the northwest corner of Section 7, T3N, R2W, City of Lansing, Ingham County, Michigan; thence south 89° 45' 31" East 522.0 feet along the north line of said Section 7, thence south 0° 04' 29" West 417.25 feet parallel with the west side of said Section 7; thence North 89° 45' 31" West 522.0 feet; thence North 0° 04' 29" East 417.25 feet along the Section line to the point of beginning,

from "A-1" Family Residential District to "B-1" Family Residential District.

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised the City Council to approve the request subject to the dedication of additional right-of-way for both Miller and Waverly Roads, and

Whereas the Planning Committee of City Council, to whom was referred the report of the Planning Board, concurs therewith,

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that

the petition to rezone the above described property from "A-1" Family Residential District to "B-1" Family Residential District be approved providing that additional right-of-way is dedicated along Waverly and Miller Roads. Negotiations for the roadway should commence immediately so as not to delay site development or future roadway development.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 26th day of August, 1974, this Council was petitioned to change the following described property from "E-2" Drive-In Shop and "DM" Multiple Family Dwelling Districts to "F" Commercial District all as set forth in the Zoning Code of this City, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 16th day of December, 1974, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-45-74 — 6042 South Cedar Street,

more particularly described as:

Lots 1, 6, 7, 8, and 9, Salisbury's Subdivision, City of Lansing, Ingham County, Michigan,

Lot 1 from "E-2" Drive-In Shop District to "F" Commercial District, and Lots 6, 7, 8, and 9 from "DM" Multiple Dwelling District to "F" Commercial District.

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised City Council to approve the request subject to site plan review and approval by the Planning Office and final review and approval of ingress and egress to the site by the Traffic Engineer, and

Whereas the Planning Committee of Council, to whom was referred the report of the Planning Board, concurs therewith,

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "E-2" Drive-In Shop District and "DM" Multiple Dwelling District be approved subject to site plan review and approval by the Planning Office and final review and approval of ingress and egress to the site by the Traffic Engineer.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 18th day of November, 1974, this Council was petitioned to change the following described property from "A" One Family Residence District to "D-1" Professional Office District all as set forth in the Zoning Code of this city,

Whereas, the property involved is described as:

Z-61-74 — 4120 Stabler Street,

more particularly described as:

Commencing 266.5 feet north and 25 feet west of the center of Section 33, T4N, R2W; thence west 133 feet; thence north 76.5 feet; thence east 173 feet; thence south to the point of beginning, Section 33, T4N, R2W, City of Lansing, Ingham County, Michigan,

from "A-1" Family Residential District to "D-1" Professional Office District.

Whereas, pursuant to Act 207, Public Acts of 1921, the Planning Board advised the City Council to deny the request, and

Whereas the Planning Committee of Council, to whom was referred the report of the Planning Board, concurred therewith,

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "A-1" Family Residential District to "D-1" Professional Office District be denied.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$6,609,017.45.

Signed:

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

INTRODUCTION OF ORDINANCES

The following ordinances of the City of Lansing, Michigan providing that the Code of Ordinances be amended by:

- a. Adding a New Chapter to be numbered 37A-1 to 37A-25, inclusive, (providing for the prevention of soil erosion and sedimentation from non-agricultural development within the City of Lansing by requiring proper provisions for Water Disposal and Protection of soil surfaces during and after construction in order to promote the safety, public health, convenience and general welfare of the City).
- b. Repealing of Section 31-71 of Code of Ordinances.
- c. Adding a New Section to be numbered 31-71 — (Time limits—as designated, meters, exemption of political divisions and public utility franchise).

was introduced by Councilman Belen, read a first and second time by their titles and referred to the Committee on Ordinance and Contracts.

ORDINANCES

By Councilman Belen—

The Committee reported that it had considered an ordinance providing, that the Code of Ordinances, City of Lansing, Michigan, be amended by adding an Article to be numbered XII and by adding sections numbered 2-100 to 2-104 inclusive, to Chapter 2, providing for the Establishment of a Department of Safety, and recommended that the ordinance be passed.

Carried.

ORDINANCE NO. 375

(Establishment of a Department of Safety)

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by adding an Article to be numbered XII and by adding sections numbered 2-100 to 2-104 inclusive, to Chapter 2, providing for the establishment of a Department of Safety, be placed on order of immediate passage.

Carried.

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing, that the Code of Ordinances, City of Lansing, Michigan, be amended by adding an

Article to be numbered XII and by adding sections numbered 2-100 to 2-104 inclusive, to Chapter 2, providing for the Establishment of a Department of Safety, be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 375

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, BE AMENDED BY ADDING AN ARTICLE TO BE NUMBERED XII AND BY ADDING SECTIONS NUMBERED 2-100 TO 2-104, INCLUSIVE, TO CHAPTER 2, PROVIDING FOR THE ESTABLISHMENT OF A DEPARTMENT OF SAFETY.

The City of Lansing Ordains:

Section 1. That the Code of Ordinances of the City of Lansing, Michigan, be amended by adding an article to be numbered XII and by adding sections numbered 2-100 to 2-104, inclusive, to Chapter 2, to read as follows:

Sec. 2-100. Department of Safety Established.

There is hereby established a Department of Safety the head of which shall be the Safety Director.

Sec. 2-101. Safety Director — Appointment, Compensation, Removal.

The Safety Director shall be appointed by the Mayor and confirmed by the City Council and shall hold office for an indefinite term unless removed from office in accordance with Section 4.12 of the Charter of the City of Lansing. The Safety Director shall be paid such compensation as established by the City Council.

Sec. 2-102. Safety Director — Qualifications.

The Safety Director shall meet the general qualifications to hold city office as delineated by Sections 4.2 and 4.3 of the Charter of the City of Lansing and, in addition, shall hold a four (4) year college degree from an accredited college or university, with major course work in personnel administration or safety engineering or possess the equivalent in experience, relating to safety administration and accident prevention.

Sec. 2-103. Safety Director — Duties and Responsibilities.

The Safety Director shall be responsible for the administration of the Department of Safety, enforce all applicable Federal, State and local safety rules and regulations relative to municipal buildings, vehicles, properties, machines, equipment and any

other devices or tools encountered by employees of the city during working hours, create and maintain administrative safety research materials and data, conduct safety investigations and maintain regular surveillance of all municipal facilities and work areas, produce training programs, instructional media, testing projects and safety manuals, serve as chairman of the Employee Safety Committee, and shall administer the workmen's compensation benefit system of the City. The Safety Director shall be responsible to the Mayor for the conduct of the affairs of the City entrusted to the Department of Safety and shall, in addition, be responsible to the City Council for the carrying out of its general policies pertaining to safety.

Sec. 2-104. Department of Safety — Employees, Appointment, Duties, Compensation, Removal.

The Safety Director shall appoint such other assistants, clerks, inspectors and employees as may be necessary to carry out the work of the Department of Safety as in this chapter provided. Said employees perform such duties as are prescribed by the Safety Director.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

That Councilman Brenke be excused from the session.

Carried.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

That the rule prescribed in Sec. 5.5 (g) of the Charter relative to considering business not on the agenda, be waived.

Carried.

January 13, 1975

Honorable Mayor and Members
of the Lansing City Council
Lansing, Michigan

Re: Leonard et al v. Milliken et al
Docket No. 72-29984-CZ

Gentlemen:

In February of 1974 the City of Lansing intervened in the above captioned matter

as a party plaintiff challenging, among other things, the city's lack of proportional representation on the Tri-County Regional Planning Commission and the Governor's authority to establish regional planning districts throughout the state. Trial on this latter question is scheduled for March 4, 1975 in Genesee County Circuit Court.

Subsequent to our intervention, an agreement was reached between the Tri-County Planning Commission and the City which would give the City proportional representation on the Commission. The agreement was conditional upon the City withdrawing as a party in the Leonard suit.

Therefore, in order to consummate the agreement between the Commission and the City as it relates to proportional representation, it is the recommendation of this office that the City withdraw as a party to the suit in question.

Upon approval of this recommendation this office will institute the appropriate legal measures for withdrawal.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Ferguson—

That we concur in the recommendation of the City Attorney.

Carried.

January 13, 1975

The Honorable Mayor and
Members of the City Council
City Hall
Lansing, Michigan
Gentlemen:

Your City of Lansing Negotiating Committee recommends adoption of the attached resolution covering the implementation of a new two year contract between the City of Lansing and the Fraternal Order of Police—Supervisory Division, Capitol City Lodge No. 141. The lodge ratified this contract on January 11, 1975, by majority vote.

Respectfully submitted,

D. J. BODWIN,
Chief Negotiator.

Referred to Committee of the Whole.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing Negotiating Committee and the Fraternal Order of Police—Supervisory Division, Capitol City Lodge No. 141, Negotiating Committee have completed extensive, good faith collective negotiations, and;

Whereas, both parties have stipulated to mutually declare a cessation of the Compulsory Arbitration proceedings previously entered into, and;

Whereas, the fruits of said negotiations are specifically encompassed within the terms of a new two year contract between the parties, said contract having been ratified by a majority of the voting membership of the Supervisory Division on January 11, 1975,

Now, Therefore Be It Resolved, that, the Mayor and City Clerk of the City of Lansing, Michigan, be, and they are hereby directed to affix their signatures to three copies of said contract in the manner prescribed by provisions of the City Charter, as soon as the City's Chief Negotiator can procure printed and proof read copies of said revised contract.

Adopted by the following vote:

Unanimously.

Angelas Vlahakis, Jim's Tiffany Place, 116 E. Michigan spoke relative closing of the Michigan Avenue bridge, i.e., in regard to signing, traffic, etc.

Wm. Moore, 3225 Continental Dr. spoke.

Council adjourned at 9:10 p.m.

THEO FULTON,
City Clerk.

January 13, 1975

Lansing, Michigan

F/B

CITY CLERK'S OFFICE
Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE
U. S. POSTAGE
PAID
Permit No. 1461
Lansing, Michigan

45

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, January 20, 1975

CITY COUNCIL ROOMS

Lansing, Michigan

January 20, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Anas, Belen, Blair, Brenke, Ferguson, Gunther, May, McKane—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Gunther.

Pledge of Allegiance was given by Jim Palamara, Vice President of Pattengill Jr. High School Student Council.

The record of the previous session was approved as printed.

HEARING ON PROPOSED CHANGE IN ZONING CLASSIFICATION

January 20, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-57-74 — 3900 block Burneway Drive
and 4500-4600 blocks South Waverly
Road,

be rezoned from "DM-1" Multiple Family Dwelling District to "F" Commercial District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Francis Fine, 1700 Lindbergh Dr., one of petitioners spoke.

Carl Krager, partner with Fine Bilt Homes, spoke.

Referred to Committee on Planning.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

PEDDLERS—Stafford M. Lequeux, Gerald LaFrance.

HEATING, AIR CONDITIONING AND REFRIGERATION — Henry Pylman dba Custom Heating and Cooling.

PUBLIC DRIVERS — John F. Bair, Gary Lee Miller.

Referred to Committee on Ordinance and Contracts.

Claims filed by:

James Robert Crawford for injuries sustained due to hitting a ditch in street at 300 block East North St.

James Robert Taylor for damage to automobile due to loader.

Tim Ellis for damage to automobile due to chuck hole.

Referred to City Attorney and Public Service Department.

Notice from Michigan Municipal League relative: 1975-76 dues.

Referred to Committee of the Whole.

Annual Legislative Conference to be held on February 20, 1975 at Olds Plaza.

Referred to Mayor's Office, City Councilmen and Department Heads.

Public Notice from Michigan Water Resources Commission relative application of Board of Water and Light to discharge cooling tower blowdown and process water.

Referred to Board of Water and Light.

Letters requesting approval for preliminary plats of:

Summerhill Subdivision;

Marscot Meadows No. 5 Subd.

Referred to Planning Board and Public Service Board.

Liquor Control Commission submits request from Douglas and Teresa Seely for transfer of ownership of 1974 Class "C" license at 910 W. Saginaw St. from Vasil and Lenka H. Dimitroff.

Referred to Committee on Ordinance and Contracts.

Letter from Robert W. Stocker II, attorney, in regard to transfer of SDM Beer and Wine License from John Fata to Randal Fell.

Referred to Liquor Control Commission.

Requests filed for special 24-hour liquor permits for:

Greater Lansing Management Association — February 13, 1975—Reo Club House.

Lansing Power Squadron Auxiliary — January 25, 1975.

Referred to Committee on City Affairs.

Letter from Progressive Realty Co, requesting abandonment of portion of Joshua St. extension.

Referred to Planning Board and Public Service Board.

Letter from Flint City Council in regard to action taken at meeting opposing the gas rate increase requested by Consumers Power Co.

Referred to Committee of the Whole.

Resolution by City Council of City of Riverview opposing state income tax or any other existing taxes.

Referred to Committee of the Whole.

Letter from Stephen Swift in regard to revision of City Charter.

Referred to City Attorney and Committee of the Whole.

REPORT OF COMMITTEES

The Committee on ORDINANCE AND CONTRACTS approves the following applications and bonds for licenses:

PEDDLERS—Stafford M. Lequeux, Gerald LaFrance.

HEATING, AIR CONDITIONING AND REFRIGERATION — Henry Pylman dba Custom Heating and Cooling.

PUBLIC DRIVERS — John F. Bair, Gary Lee Miller.

Signed:

LUCILE BELEN,
JACK D. GUNTHER,
ROGER T. MAY,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PUBLIC SAFETY, to whom was referred the recommendation of the Traffic Board that parking on Pleasant Grove, both sides, from Victor Street to South Logan Street be changed to NO PARKING AT ANY TIME, reports as follows:

The Committee concurs in the recommendation of the Traffic Board.

Signed:

TERRY J. MCKANE,
ROGER T. MAY,
JOEL I. FERGUSON,
WILLIAM A. BRENKE,
JOHN T. ANAS,
Committee on Public Safety.

By Councilman McKane—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Lansing Power Squadron Auxiliary for permission to serve alcoholic beverages on January 25, 1975 at Groesbeck Colony Club House, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Greater Lansing Management Association for permission to serve alcoholic beverages at a meeting at the Reo Club House on February 13, 1975, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

City Treasurer submits report on condition of funds in the Treasury as of December 31, 1974.

Received and placed on file.

To the Honorable Mayor and City Council
of the City of Lansing

Gentlemen:

I herewith report that I have given to the City Assessor an itemized list of sidewalk built in the amount of \$23,833.93 to be distributed on Roll 15-B.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Received and placed on file.

January 16, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is Change Order No. 2 (Final), submitted by Charles E. Woods on Sidewalk Construction (new), Newark, Kennedy and Hughes, P.S. 74039, increasing the amount of the Contract by \$562.91, due to field conditions.

I would recommend approval of this Change Order.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the Change Order No. 2 (Final), submitted by Charles E. Woods on Sidewalk Construction (new), Newark, Kennedy and Hughes, PS 74039, increasing the amount of the Contract by \$562.91, due to field conditions, reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the follownig vote:

Unanimously.

January 16, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is Change Order No. 3, submitted by Eastlund Concrete Construction Co. on the 1975 Curb and Gutter Contract, PS 65082, increasing the amount of the contract by \$5,475.40, due to the addition of curb and gutter on Joshua St., and the construction of 12 curb cuts for wheel chair ramps on Ballard, Anson and Ferrol.

I would recommend approval of this Change Order.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the Change Order No. 3, submitted by Eastlund Concrete Construction Co. on the 1975 Curb and Gutter Contract, PS 65082, increasing the amount of the contract by \$5,475.40, due to the addition of curb and gutter on Joshua St., and the construction of 12 curb cuts for wheel chair ramps on Ballard, Anson and Ferrol, reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JAMES D. BLAIR,
JACK D. GUNTHER,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

January 14, 1975

Honorable Mayor Gerald W. Graves and

Members of Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Mayor and Council Members:

The executive committees of B.I.L.D., Inc. and the Model Cities' Policy Board endorse the development of a master housing program to re-vitalize the housing areas surrounding the Central Business District. To accomplish this revitalization it will be necessary:

1. To focus on the improvement of housing, neighborhood preservation, recreation and open space. The concentration to be within the area bounded by Jenison, Butler, Allegan and I-496. These efforts are to be carried out in conjunction with activities currently underway in the area, i.e., Kingsley Place Recreation Center, the new elementary school and the Logan-Birch Highway Corridor.
2. B.I.L.D., Inc. in conjunction with other Lansing housing agencies and City departments should aggressively work to obtain maximum funding from local, State and federal agencies.
3. Concurrently, with the development of the Butler-Allegan-Jenison-I 496 area, additional development of the area known as Capitol Commons should continue.

4. Simultaneously, with the development of the Kingsley and Capitol Commons area, both executive boards urge the City Council to develop a long-range program for housing and open space development in other areas of the City.
5. The City of Lansing must exhort the state of Michigan to develop the Capitol Complex area to stabilize housing and to foster the development of Lansing's West Side.
6. The executive committees of the Model Cities' Policy Board and B.I.L.D., Inc. accept the offer of assistance contained in the letter from the Michigan State Housing Development Authority.

Sincerely,

EUGENE L. LOYD,
President,
Model Cities' Policy Board.

WILLIAM B. LLOYD,
President,
B.I.L.D. Board of Directors,
Inc.

Referred to Committee of the Whole.

January 13, 1975

Honorable Mayor and Members
of City Council
City of Lansing

Gentlemen:

At the December 1974 meeting of the Park Board, the letter from Mr. James Nelson, 403 S. Holmes, that was referred to the Board by City Council on December 9 was reviewed. In Mr. Nelson's letter numerous questions are asked that had been raised by residents living in the Hunter Park area. It was the opinion of the Park Board that these questions had been accurately answered in the neighborhood meeting process; the meetings of the Park Board attended by Mr. Nelson and/or at the public hearing sponsored by the Park Committee of City Council and the Mayor's office.

The Board, after a review of Mr. Nelson's letter and after considerable discussion wishes to reaffirm their recommendation for approval of the cooperative agreement with the City Demonstration Agency for the construction of the Recreation Center in Hunter Park.

Sincerely,

THEODORE J. HASKELL,
Director of Parks and
Recreation.

Referred to Committee of the Whole.

January 16, 1975

Honorable Mayor and
Members of City Council
City of Lansing

Re: Peterson Wood Chip

Gentlemen:

At the December and January meetings of the Park Board and the contract with Mr. Kurth Peterson for the disposal of Lansing's waste wood was discussed. A proposal submitted by Mr. Peterson and the departments alternatives were reviewed.

The Park Board has recommended that no additional agreements be entered into with Mr. Peterson. I request your concurrence, and the authority to proceed, along with the City Attorney, on procedures necessary to remove Mr. Peterson's chipping operation from the City's Pine Tree Property.

Sincerely,

THEODORE J. HASKELL,
Director of Parks and
Recreation.

Referred to Committee on Parks and Recreation.

REPORT OF COMMITTEE

The Committee on PARKS AND RECREATION, to whom was referred the matter of the Peterson contract for the disposal of waste wood, reports as follows:

The Committee concurs in the recommendation of the Park Board and the Director of Parks and Recreation.

Signed:

JAMES D. BLAIR,
JOEL I. FERGUSON,
TERRY J. MCKANE,
Committee on Parks and
Recreation.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

January 15, 1975

Honorable Mayor
and City Council
City Hall
Lansing, Michigan

Subject: B-75-275 Traffic Signal
Controllers

Gentlemen:

Three bids for the purchase of eleven (11) Traffic Signal Controllers were opened at 3:00 P.M., E.S.T. on Tuesday, January 7, 1975.

Crescent Electric Supply	\$52,734.33
Carrier & Gable, Inc.	\$66,632.85
Traffic Control Corporation	\$72,113.00

We recommend acceptance of the low bid submitted by the Crescent Electric Supply Company for a total delivered price of \$52,734.33 for all units with the condition that they meet the twenty-four (24) week delivery date.

Respectfully submitted,

VAUGHAN L. MCKINCH,
Purchasing Director,

RAYMOND O. SEVERY,
Traffic Engineer.

Referred to Committee on Public Safety.

REPORT OF COMMITTEE

The Committee on PUBLIC SAFETY, to whom was referred the recommendation of the Purchasing Director and the Traffic Engineer that the low bid submitted by the Crescent Electric Supply Company for the purchase of 11 Traffic Signal Controllers for a total delivered price of \$52,734.33 for all units with the condition that they meet the twenty-four week delivery date, be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Traffic Engineer.

Signed:

TERRY J. MCKANE,
ROGER T. MAY,
JOEL I. FERGUSON,
WILLIAM A. BRENKE,
JOHN T. ANAS,
Committee on Public Safety.

By Councilman McKane—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

January 16, 1975

Honorable Mayor Gerald W. Graves

and Members of City Council

City of Lansing

Lansing, Michigan 48933

Gentlemen:

Enclosed is the 1974 Municipal Employment Survey for the City of Lansing. This survey is a compilation of the reports received from each City Department over the signature of the Department Director.

The survey, which is reviewed annually, indicates the personnel on the job as of December 2, 1974.

The previous report was taken December 3, 1973.

The purpose of this survey is to provide statistical facts on the employment program and to ensure that equal opportunity is provided to all persons without regard to race, color, creed, national origin, and sex.

The City of Lansing has been operating under the Affirmative Action Plan adopted by the City Council since November, 1972.

An excerpt taken from "Affirmative Action and Equal Employment," a guidebook for employers, Volume I, prepared by the U.S. Equal Employment Opportunity Commission, Washington, D.C., reads:

"Extensive efforts to develop procedures, analyses, data collection systems, report forms and fine written policy statements are meaningless, unless the end product will be measurable; yearly improvement in hiring, training and promotion of minorities and females in all parts—."

Again, we have compiled the following facts and statistics on City Hall employment and we submit them to you for your evaluation.

You can observe the following changes:

The total salaried and hourly employment remain the same at 1,357.

Salaried employment increased from 989 in 1973 to 1,005 in 1974. There is an increase of 16 salaried employees, of which 11 are women. Also, the additional hiring of 9 minorities, of which 4 are minority women. One minority woman was hired for a position vacated by another minority woman.

The hourly employment decreased from 368 in 1973 to 352 in 1974. The hourly employees decreased by 16 persons with a decrease of 4 minorities. The women remain constant at 22, but there was the transition in a position to include 1 minority female.

Although our survey has been criticized for including contract employees with the salaried and hourly, this year we provided for a separate report. (pg. 2)

In 1973, 130 contract employees were reported. In 1974 the report was 182, an increase of 52 persons. It did show an increase of 25 minorities. A report of 30 minorities in 1973 and 55 minorities in

1974. It also indicates an increase in women employees from a total of 32 in 1973 to 59 in 1974, an increase of 27 women.

If previous comments were valid and contract workers are not "stable positions" then we question the accountability of the minorities and women being hired as contract workers. An increase of 7.14% minorities and 14.08% women.

In the attached Exhibit II, Classification V and Above, you will observe the relatively limited number of minorities and women. The V and Above is considered "white collared," supervisory, and/or administrative.

We wish to bring to your attention Exhibit V, which points out the number of departments (12) who are conspicuous by the absence of minorities in salaried positions. It must be recognized that since the adoption of the City of Lansing's Affirmative Action Plan in 1972 and the availability of new hires, some of these same departments show a marked deficiency in minority employees.

The Committee feels that progress is being made in some departments. The awareness of providing equal opportunity for employment has been exhibited by various departments who have prepared their own Affirmative Action Plans, such as, the Police, Planning, Housing, Model Cities and Emergency Operations. We have expressed our willingness for the staff to assist the other Departments in the development of their own Affirmative Action Plan.

Several departments have viewed the City of Lansing's Affirmative Action Plan as sufficient and any departmental plan might be in conflict.

The Human Relations Committee ask you to again review the recommendations submitted to you, June 13, 1974.

RECOMMENDATIONS

- 1) The department heads and the City employees be informed as to the guidelines for affirmative action. (sent by Human Relations Department)
- 2) Each department should be required to draft an affirmative action program, establishing goals for the hiring and upgrading of minorities and women.
- 3) The City should establish training programs, whenever possible, to afford individuals the opportunity to become qualified.
- 4) The City should conduct "human awareness" sessions to increase cooperation and understanding between the various racial and ethnic employees in City Government. The Personnel Director stated, "It is apparent that there is a need to change the attitudes and bias opinions if City Government is ever to achieve true equal opportunity."
- 5) The City should review the job classifications of the women employees compared to other established positions in Municipal Governments.
- 6) Exit interviews should be conducted with any employee terminating City employment. This interview should be conducted by a person other than the department head.

This report has been compiled at the request of the Human Relations Committee and the Committee takes full responsibility for the report.

Sincerely,

THE HUMAN RELATIONS COMMITTEE,

Stuart Dunnings, Jr.,
Chairperson,

Harold K. Cutter,
Chairperson,
Employment Sub-Committee.

Referred to Committee of the Whole.

January 16, 1975

The Honorable Mayor Graves and

Members of the City Council

City of Lansing, City Hall

Lansing, Michigan

ATTN: City Council Personnel Committee
Executive Office

Dear Mayor Graves and

City Council Members:

You will recall that on August 13, 1973, the City Council, by unanimous vote, adopted a resolution creating an Ad Hoc Advisory Committee on the Status of Women in Government; the membership of that Committee to be composed of:

I. Two representatives of, and selected by, the Sixth District Women's Political Caucus,

II. One Councilman,

III. The Directors of the Public Service, Parks and Recreation, Human Relations, and Personnel Departments,

IV. The Chief of Police, and

V. A representative of the City Executive Office.

The Advisory Committee has convened regularly since its inception with several sub-committees being established to provide specific analysis and detailed recommendations to the whole Committee. The Committee is most appreciative of the dedication of its members who have served dili-

gently on a variety of important sub-committees.

Our studies and deliberations have covered a comprehensive range of concerns related to the status and problems of women in city government. We sincerely believe that more important than any single finding or recommendation which we are able to make is the fact that the Committee's very existence and being has elicited a new understanding and awareness in City Hall of the roles which women have and will assume within city government, based not upon special treatment, but upon women's proven qualifications to do a job and to improve the quality of governmental services.

There can be no debate regarding women's legal rights to full participation as equal partners within the governmental processes. While the Committee has given substantial amounts of time and effort to studying appropriate equal opportunity and non-discriminatory legislation, it does not intend to dwell upon the efficacy or rationale of such legislation within the confines of this report. It is sufficient to state that the law is the law; officials of city government are well aware of its intent and purposes. Compliance is being adhered to, and the Committee recommends continuation of adherence to such law.

Accordingly, the Committee makes the following recommendations to the Mayor and City Council:

- I. That the City of Lansing's "Affirmative Action Plan" dated November 13, 1972, be continued in full force and effect. (Exhibit I)
- II. That the August 15, 1974, "Summary: Statutory Provisions Governing the Employment and Appointment of Personnel," be accorded Administrative and Legislative Notice by the Mayor and City Council and that a supply of copies be maintained by the City Clerk's Office for free distribution to the interested public upon request. (Exhibit II)
- III. That the August 30, 1974, memo report entitled, "Filling of City Board Vacancies," be accorded Administrative and Legislative Notice by the Mayor and City Council and that a supply of copies be maintained by the City Clerk's Office for free distribution to the interested public upon request. (Exhibit III)
- IV. That the December 11, 1974, report of "Women Presently Serving on City Boards," be accorded Administrative and Legislative Notice by the Mayor and City Council and the information be used as a base line to determine future activities in involving women to serve on Boards and Commissions. (Exhibit IV)
- V. That the documents entitled, "Barriers to Hiring and Promotion of Women in City Government," dated September 17, 1974, and the "Report of the Committee on Barriers to the Hiring and Promotion of Women in City Government," dated November 11, 1974, be incorporated into one and be given Administrative Notice by the Mayor's Office and distributed to all city department heads for study and discussion at staff meetings. (Exhibit V)
- VI. That the document entitled, "Equal Opportunity for Women in Smart Business," be given Administrative Notice by the Mayor's Office and be distributed to all city department heads for study and discussion at staff meetings. (Exhibit VI)
- VII. That the Exit Interview form used by the Post Office be revised, or a similar form be developed and utilized, to determine the reasons why people leave city employment and the information compiled be reported to the Council on a regular basis. (Exhibit VII)
- VIII. That the employment survey on "Salaried Employees Only" extracted from the Human Relations Commission Surveys of December, 1972 and 1973, be used as a base line to determine the future progress of departments in the employment of women and their promotion and upgrading. (Exhibit VIII)
- IX. That each department head encourage all employees in their department to semi-annually complete a "skills inventory" to determine their individual skills and to determine what new skills are needed for possible upgrading, promotion, or transfer.
- X. That consideration be given at the next employee merit benefit review to the inclusion of a policy of educational leave and/or tuition reimbursement upon the successful completion of course work related to the needed skills as identified in the semi-annual "skills inventory."
- XI. That a section on the "Status of Women in City Government" be included in the Annual Report of the City to show the progress during the past year in implementing the recommendations contained in this report.

We have also included several appendix items which give the history of the Committee's deliberations for your information.

The Committee stands ready to assist you in any way you deem necessary to implement its recommendations.

Sincerely,

NANCY GRAHAM BAKER,
Chairperson,

ROBERT R. BACKUS,
DANIEL J. BODWIN,
HILDA PATRICIA CURRAN,
THEODORE J. HASKELL,
MARTNI F. CAMPBELL,
JACK D. GUNTHER,
RICHARD D. LETTS,
ROBERT B. BLACK.

Referred to Committee of the Whole and
Mayor's Office.

January 15, 1975

P-2-75, Marscot Meadows No. 5

Honorable Mayor and

Members of City Council

Gentlemen:

The Planning Board will hold a public hearing on Tuesday, February 4, 1975 at 7:30 p.m. in Court Room No. 1, Sixth Floor, City Hall on a proposed subdivision plat known as Marscot Meadows No. 5. This is not a matter of rezoning.

The property under consideration consists of approximately eight (8) acres and is located in the 1700 block of East Miller Road.

The proposed subdivision by Warner Enterprises consists of two (2) lots average size being 3.75 acres. Proposed use of these lots is Multiple Family Residential. Present zoning on the site is "CUP" Community Unit Plan District.

This notification is in accord with Section 37-8 of the Lansing Subdivision Regulations. You are cordially invited to attend this hearing.

Sincerely,

ALAN E. TUBBS,
Planning Director.

Received and placed on file.

January 15, 1975

P-1-75

Summerhill Subdivision

Preliminary Plat

Honorable Mayor and

Members of City Council

Gentlemen:

The Planning Board will hold a public hearing on Tuesday, February 4, 1975, at 7:30 p.m. in Court Room No. 1, Sixth Floor,

City Hall on a proposed subdivision plat known as Summerhill Subdivision. This is not a matter of rezoning. The property under consideration consists of approximately ten (10) acres and is located in the 3200-3300 block (south side) of West Mt. Hope Road.

The proposed Subdivision by Heppinstall Construction consists of six (6) lots. Proposed use of the site is for garden apartments, townhouses, and single family residential. Zoning on the site is presently "DM" Multiple Family Residential District.

This notification is in accord with Section 37-8 of the Lansing Subdivision Regulations. You are cordially invited to attend this hearing.

Sincerely,

ALAN E. TUBBS,
Planning Director.

Received and placed on file.

January 15, 1975

Honorable Mayor and

Members of City Council

Gentlemen:

Due to lack of a quorum no business was conducted at the meeting of the Waterfront Development Board on January 14, 1975.

Respectfully submitted,

RAMONA J. BRETZ,
Chairman.

Received and placed on file.

January 16, 1975

The Honorable Gerald W. Graves

and Members of Lansing City Council

Gentlemen:

Subject: Recommendation on Design
Firm for Project No. 2, Mich.
A-6 Park Parcels

On January 7 and 9, 1975, the Urban Redevelopment Board interviewed design firms interested in contracting with the City of Lansing for the design of the riverfront park parcels in Project No. 2, Mich. A-6. In addition to our Board members and staff, representatives of the Parks and Recreation Board, Waterfront Development Board, Lansing Community College, the Bicentennial Coordinator and members of the staff of both the Parks and Planning Departments were present at the interviews.

After careful consideration of the comments of all concerned and the written proposals and oral presentations of all the de-

sign firms, the Board of Urban Redevelopment at its meeting held on January 13, 1975, recommended that the Mayor and City Clerk be authorized and directed to execute a contract with Robert L. O'Boyle Associates, Inc., for the design of these riverfront park properties. The cost of the contract would not exceed seven and one-half percent (7½%) of the total construction cost (estimated at \$400,000 to \$500,000) plus \$5,000 in agreed upon reimbursable expenses (topographic surveys, printing, mailing, etc.).

Your favorable consideration of this recommendation will be appreciated.

Sincerely,

BOARD OF URBAN
DEVELOPMENT,
Ronald G. Stonehouse,
Acting Secretary.

Referred to Committee on Redevelopment.

January 15, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and

Council Members:

Attached is a letter of interest from Mr. T. F. Wiethorn, Plant Manager, Fisher Body Division of General Motors, in which he commends the Lansing Fire Department for its efforts at a recent fire at the Fisher Body Plant.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

January 17, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and

Council Members:

For your information I am forwarding to you a copy of the inter-office communication from my Executive Assistant, Robert Black, to Councilman Joel I. Ferguson, Chairman of the Tri-County Regional Manpower Consortium,

I believe it to be self-explanatory and adequately details the manpower procedure that has been established for filling CETA job requests.

Respectfully,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

January 17, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and

Council Members:

Attached is an interoffice communication from my Executive Assistant, Robert Black, to you regarding questions that have been raised by City department and division heads.

Hopefully you will give these matters the consideration they warrant so that our Manpower Program can continue to function smoothly and expeditiously.

Respectfully,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

January 17, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and

Council Members:

The attached communication is being forwarded to you as an amendment to the memorandum previously directed to you from my Executive Assistant, Robert Black, on January 15, 1975.

Respectfully,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

January 16, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and

Council Members:

Please be advised that Thomas Kane, a member of the Capital Area Transportation Authority, has resigned due to the fact that he is no longer a resident of this City. Therefore, I am submitting to you for your consideration and confirmation, the name of Duane L. Allen to fill this vacancy.

Mr. Allen is a native of Lansing and was graduated from Eastern High School where he participated in sports and student activities. He has been employed by the Oldsmobile Division of General Motors for the past 23 years and now holds the position of Supervisor of the Die Room at the West Saginaw plant. He has approximately 40 skilled trade employees under his supervision. Mr. Allen is a member and has held various elected offices in the UAW-Local 652 Union, is an active participant of the PTA, Boy Scouts, Girl Scouts, Cub Scouts, Indian Guides, YMCA and Little League sports programs. He is also a member of the Masonic Capital Lodge No. 66 and the Capitol City Old Car Club. Mr. Allen and his wife, Barbara, reside with four of their eight children at 3820 Weger Place.

Trusting this recommendation meets your approval, I remain

Respectfully,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

January 14, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and

Council Members:

Please be advised that Willard L. Mautz, a member of the Board of Water and Light, has resigned due to the fact that a large percentage of his time will be spent outside of the City of Lansing this year. Therefore, I am submitting to you for your consideration and confirmation, the name of Robert A. Dorshimer, to fill this vacancy for the term ending June 30, 1976.

Mr. Dorshimer was graduated from Rensselaer Polytechnic Institute with a Bachelor of Science Degree in Mechanical Engineering. He is a veteran of WW II, having served three years as a pilot with the United States Air Force. While in the service, he was also a Training Instructor for Pilot Training at the Southeast Command Post. Mr. Dorshimer has been employed by the Oldsmobile Division of General Motors for the past 25 years and is Chief Engineer and head of the Product Engineering Staff. He is a member of Pi Tau Sigma and the Mechanical Engineering Honor Society. Mr. Dorshimer resides with his wife, Carol, and their four children at 1436 Cambridge Road.

Trusting this recommendation meets your approval, I remain

Respectfully,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

January 14, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and

Council Members:

Please be advised that Richard A. LaFond, a member of the Traffic Board, has resigned due to the fact that he has accepted a new position which will entail a great amount of travel out of the City. Therefore, I am submitting to you for your consideration and confirmation, the name of George Blietrey, Sr., to fill this vacancy for the term ending June 30, 1978.

Mr. Blietrey served for 13 years in the Traffic Department of the Delaware and Hudson Railroad and the Western Maryland Railroad. He then joined the Motor Wheel Corporation, where he served for 32 years as Associate General Traffic Manager, General Manager and then Director of Traffic and Transportation. He retired in 1974.

Mr. Blietrey was appointed to serve during 1942-45 to the Office of Defense and Transportation. Then former Governor G. Mennen Williams appointed him as State Chairman of the Michigan Defense Transportation Committee. Mr. Blietrey is a Past-President and member of the Traffic Club of Lansing; a member, formally active, now honorary, of the National Freight Traffic Association, Traffic Club of Detroit, and the Michigan Traffic Association. He is the father of five children and resides with his wife, Dorothy, at 1700 West Shiawassee.

Trusting this recommendation meets your approval, I remain

Respectfully,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

January 14, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and

Council Members:

Please be advised that Wilfred Clapp, a member of the Lansing Housing Commission, has resigned due to the fact that he will be out of the City and the State a great deal during the year. Therefore, I am submitting to you for your consideration and confirmation, the name of Dennis M. Delaney, to fill this vacancy for the term ending June 30, 1977.

Mr. Delaney is a graduate of Resurrection High School and holds an Associate Degree in Business Administration from Lansing Community College. He also attended Michigan State University where he studied marketing. Mr. Delaney has been employed by the Kroger Food Stores for the past ten years and has been Produce Manager for five years. He is a member of the Retail Clerks International Union and Immaculate Heart of Mary Church. He is 28 years old and resides at the Cavanaugh Towers—Apartment 11, 911 West Cavanaugh Road in the City of Lansing.

Trusting this recommendation meets your approval, I remain

Respectfully,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

January 14, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and

Council Members:

Please be advised that Ms. Catherine Dettling, a member of the Tri-County Aging

Consortium Advisory Board, has resigned. Therefore, I am submitting to you for your consideration and confirmation, the name of Cecil Lamanna, to fill this vacancy for the term ending June 30, 1975.

Mr. Lamanna was raised and educated in Wellsville, Ohio. After moving to Lansing, he was employed for 15 years as Salesman and Manager of the Lansing Ice Cream Company. For the past 25 years he has been the owner and operator of Service Sales. Mr. Lamanna is Chairman of the Board of the Father John's Clothing Fund, serves on the Board of Directors of the Italian-American Club, a 30 year member of the Knights of Columbus and a member of the Old Timers' Baseball Association. Mr. Lamanna resides with his wife, Anna, at 415 Thomas Street.

Trusting this recommendation meets your approval, I remain

Respectfully,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

January 14, 1975

Honorable Mayor Pro-Tem and

Council Members

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and

Council Members:

Please be advised that Dr. Perry L. Bailey, a member of the Tri-County Aging Consortium Advisory Board, has resigned. Therefore, I am submitting to you for your consideration and confirmation, the name of K. M. Comerford, to fill this vacancy for the term ending June 30, 1975.

Mr. Comerford received his Bachelor of Science Degree from the University of Michigan in Civil Engineering. He served as Plant Engineer at Motor Wheel for 18 years before moving into the Management and Budget Department of the State of Michigan. He was employed by the State for 19 years as an Engineer. Mr. Comerford is a member of the National and State Professional Engineers Society. He is retired at the present time and resides with his wife, Helen, at 609 Westmoreland.

Trusting this recommendation meets your approval, I remain

Respectfully,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING RESOLUTIONS — YOU MAY SPEAK ONLY FOR 3-MINUTES ON ANY ONE RESOLUTION.

No persons spoke.

RESOLUTIONS

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That the proposed six (6) Cost Agreements for Traffic Signal Controls between the City of Lansing and the Michigan State Highway Commission for Control Section 33011, for Traffic Signal Controls on M-99 (Logan Street) at the below listed intersections, be approved.

M-99 (Logan) at St. Joseph

M-99 (Logan) at Olds Avenue

M-99 (Logan) at Barnes

M-99 (Logan) at Mt. Hope

M-99 (Logan) at Holmes Rd.

M-99 Divided Highway North of I-96 Interchange

and,

That the Mayor and City Clerk be authorized to sign these Agreements upon certification of the City Controller as to the availability of funds, and after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee on Redevelopment—

Resolved by the City Council of the City of Lansing:

That the Mayor and City Clerk be and are hereby authorized and directed to execute a contract with Robert L. O'Boyle Associates, Inc., for the design of the riverfront park property in Project No. 2, Mich. A-6.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, by letter dated January 13, 1975 the Community Development Technical

Planning Committee recommended to the Mayor and City Council that the following three actions be taken in preparation for the submission of the City's application for Community Development funds:

1. That the City Council re-affirm the City's Affirmative Action Plan as written.
2. That the City Council adopt as an addendum to the Affirmative Action Plan, the attached papers, titled: "City of Lansing, Michigan—Affirmative Action Plan—Guidelines for Implementation," and
3. That the City Council request the City Attorney to prepare appropriate amendments to the Municipal Code of Fair Practices to insure that no persons are discriminated against upon the basis of their age.

and

Whereas, the City Attorney has prepared the amendment to the Municipal Code of Fair Practices; and

Whereas, that document, together with the proposed amendments, is appended hereto; and

Whereas, guidelines to implement the Affirmative Action Plan are also appended hereto; and

Whereas, it is the policy of the City of Lansing, as previously expressed in its Municipal Code of Fair Practices and its Affirmative Action Plan to follow the principle that all men are created equal and that this equality may not be limited by municipal charters, ordinances or common practice; now, therefore, be it

Resolved, that the Lansing City Council does reaffirm the City's Affirmative Action Plan, dated November, 1972; and be it further

Resolved, that the Code of Municipal Fair Practices be and hereby is amended to include age as one of the categories which must not be discriminated against as is more specifically set forth in the amended code appended hereto; and be it finally

Resolved, that the guidelines for the implementation of the Affirmative Action Plan prepared by the equal opportunity work group be and hereby are adopted.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized

to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$2,964,026.86.

Signed:

JOHN T. ANAS,
TERRY J. McKANE,
JAMES D. BLAIR,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
Committee on Finance.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT I

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That it is hereby determined to be a public necessity to construct Storm Sewer and Curb and Gutter in Hamelon Street from Aurelius Road to the east end of street as petitioned for (See Petition No. S-1-75 on file with the City Clerk); signed by 50.2% of the owners of benefited frontage, signed by 53.8% of the benefited owners.

That the Department of Public Service be and hereby is directed to cause to be prepared so far as necessary, diagrams and plats of the whole of said district, and/or plans and specifications for such project, and is further directed to estimate in detail the cost of said project, and furnish said information to the Council.

Adopted by the following vote:

Unanimously.

INTRODUCTION OF ORDINANCE

The following ordinance of the City of Lansing, Michigan providing for:

- a. Establishing the name of a certain proposed street in the City of Lansing

situated adjacent to and running along the easterly side of the proposed Vivian Riddle Elementary School connecting West Kalamazoo and West Allegan Streets.

was introduced by Councilman Belen, read a first and second time by its title and referred to the Committee on Ordinance and Contracts.

Lon Haskell, 920 Dunlap St. spoke relative Veterans.

Jack Guthery, 1132 Comfort St. spoke for businessmen on E. Michigan Ave. relative to pedestrian foot bridge being used because of closing of Michigan Avenue bridge and also for better signing relative to getting to downtown because of the closing of the bridge.

Angelas Vlahakis, Jim's Tiffany Place, 116 E. Michigan Ave. spoke relative closing of Michigan Ave. bridge.

Jim Nelson, 403 S. Holmes St. spoke relative to Hunter Park and B.T.S. area as a site.

Martin DeWitt, 1418 Elizabeth St. spoke relative to Hunter Park.

Council adjourned at 8:45 P.M.

THEO FULTON,
City Clerk.

Lansing, Michigan

January 20, 1975

F/B

CITY CLERK'S OFFICE

Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE

U. S. POSTAGE

PAID

Permit No. 1461
Lansing, Michigan

59

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, January 27, 1975

CITY COUNCIL ROOMS

Lansing, Michigan

January 27, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Anas, Belen, Blair, Brenke, Ferguson, Gunther, May, McKane,
—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Belen.

Pledge of Allegiance was given by Sue DeHaven, Secretary of Pattengill Jr. High Student Council.

The record of the previous session was approved as printed.

HEARING ON PROPOSED SPECIAL USE PERMIT

January 27, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed special use permit as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

SUP-19-74 — 615 S. Grand Avenue,
(to be used as a halfway house for delinquent state wards).

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed special use permit provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed special use permit.

Michael Lynch, 824 Regent, director of Half-Way House spoke explaining the program.

Referred to Committee on Planning.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

BUILDING MOVER—Brown Brothers, Inc.

PUBLIC DRIVERS — Gary Allen Adams, Robert Joe Croley, Virgil Gene Swaynie.

AUTOMOBILE WRECKER — Pennway Standard.

Referred to Committee on Ordinance and Contracts.

Claim filed by Randolph Litton, Jr. vs Police Department in connection with arrest.

Referred to City Attorney and Police Department.

Petition filed for rezoning:

Z-1-75—

Lot 5 excepting the East 4 feet thereof and Lot 4 and the east 4 feet of Lot 5, amended plat of Downer's Sunnyside Addition, City of Lansing, Ingham County, Michigan, from "D-M" Multiple Dwelling District to "J" Parking District — (1100-1102-1104-1106 Jerome Street).

Referred to Planning Board.

Letter from Beneicke and Krue Builders requesting permission to establish a sales office in the garage of a model home in Glen Eden Estates Subd.

Referred to Committee on Planning.

Letter from Chris A. Baryames on rezoning petition Z-57-74—for property at Northwest corner of Waverly Rd. and Burnaway Dr.

Referred to Committee on Planning.

Invitation from Tri-County Emergency Medical Services Council to first advanced emergency medical technician—Paramedic graduation exercises on February 3, 1975 at Kellogg Center.

Referred to Mayor's Office, City Council and Department Heads.

Letter from Lansing Senior Citizens, Inc. in regard to annual Senior Citizens Day on March 22, 1975.

Referred to Civic Center Manager.

Requests filed for special 24-hour liquor permits for:

Lansing Chapter of ALSAC—March 15, 1975—St. Casimir's Gym.

The American Legion, Department of Michigan—February 18, 1975—Civic Center.

Referred to Committee on City Affairs.

Letter from Tri-County Regional Planning Commission in regard to forming of a Citizen's Participation Council.

Referred to Committee of the Whole.

Letter from Kingsley Place Citizens Advisory Board in regard to federal funds which the City is to receive.

Referred to Mayor's Office and Committee of the Whole.

Letter from Lansing School District submitting a resolution regarding a semi annual school district tax levy.

Referred to Committee of the Whole.

Letter from State of Michigan, Department of corrections in regard to recent inspection of the Lansing City Police Lockup.

Received and placed on file with copy to Police Board.

Copy of letter from State of Michigan—Department of Natural Resources sent to Mark Latterman in regard to application to fill watercourse of the Grand River.

Received and placed on file.

Copy of annual message concerning the activities of the District Court 54-A.

Received and placed on file.

Letter from Capitol Area Economic Opportunity Committee in regard to Youth Development Corporation Program.

Referred to Mayor's Office and Committee of the Whole.

Councilman Ferguson left the session.

REPORT OF COMMITTEES

The Committee on ORDINANCE AND CONTRACTS approves the following applications and bonds for licenses:

BUILDING MOVER—Brown Brothers, Inc.

PUBLIC DRIVERS — Gary Allen Adams,
Robert Joe Croley, Virgil Gene Swaynie.

AUTOMOBILE WRECKER — Pennway
Standard.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the ordinance of the City of Lansing providing for the repeal of Section 31-71 of the Code of Ordinances and declaring same to be null and void and of no effect, reports as follows:

That said ordinance be passed.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the ordinance of the City of Lansing providing that the Code of Ordinances be amended by adding a new section to be numbered 31-71 (Time limits—as designated, meters, exemption of political divisions and public utility franchise), reports as follows:

That said ordinance be passed.

Signed:

LUCILE BELEN,
JACK D. GUNTHER,
ROGER T. MAY,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the ordinance of the City of Lansing providing for the establishment of the name of a certain proposed street in the City of Lansing situated adjacent to and running along the easterly side of the proposed Vivian Riddle Elementary School connecting West Kalamazoo St. and West Allegan Street, reports as follows:

That said ordinance be passed.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of the American Legion, Department of Michigan request for permission to serve alcoholic beverages at a banquet at the Civic Center on February 18, 1975, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
Committee on City Affairs.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Lansing Chapter of ALSAC for permission to serve alcoholic beverages at a benefit on March 15, 1975 at St. Casimir's Gym, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
Committee on City Affairs.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

Councilman Ferguson returned to session.

The Committee on PLANNING, to whom was referred the rezoning petition Z-59-74 for property at 917 East Chilson Street from "A" One Family Residence District to "H" Light Industrial District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

January 20, 1975

To the Honorable Mayor
and Members of the Council
Gentlemen:

I am hereby submitting special assessment Roll 15-B, the actual cost, for sidewalks being built and repaired in various sections of the City of Lansing.

To be Assessed—100%\$23,833.93

Respectfully submitted,
PAUL S. CREEVY,
City Assessor.

Received and placed on file.

January 23, 1975

Honorable Mayor and
Members of the City Council

City Hall

Lansing, Michigan 48933

Gentlemen:

Attached please find a copy of a letter I received from the County Clerk relative to a new Public Act 160 "Boundary Adjustment Act" Michigan P.A. of 1974, which provides that cities situated in two counties may place before the electorate, by council resolution or petition the question of boundary adjustment so that the city will be situated in one county. This would apply to Ward 3—precincts 12E and 16E which are in Eaton County.

I would like this referred to the City Attorney for his opinion and advice.

Sincerely,

(Miss) THEO FULTON,
City Clerk.

Referred to City Attorney.

January 22, 1975

Honorable Mayor
and City Council

City Hall

Lansing, Michigan

Subject: B-75-276 Fire Hose

Gentlemen:

Five bids per the attached tabulation were opened at 3:00 P.M., E.S.T. on Tuesday, January 14, 1975, for the purchase of fire hose for the Lansing Fire Department.

We recommend acceptance of the bid meeting specifications for National polyester fire hose from the Alert Fire Equipment Company for the purchase of approximately 2,000 ft. of 1½ in. hose at \$2,520.00, approximately 700 ft. of 2½ in. hose at \$1,351.00, and approximately 200 ft. of 3 in. hose at \$570.00. The total amount authorized for this purchase is \$4,441.00.

Respectfully submitted,

VAUGHAN L. MCKINCH,
Purchasing Director,

CARL W. BARRATT,
Chief of Fire Department.

Referred to Committee on Public Safety.

REPORT OF COMMITTEE

The Committee on PUBLIC SAFETY, to whom was referred the recommendation of the Purchasing Director and the Chief of the Fire Department that the bid submitted by Alert Fire Equipment Company for the purchase of approximately 2,000 ft. of 1½ in. hose at \$2,500.00, approximately 700 ft. of 2½ in. at \$1,351.00, and approximately 200 ft. of 3 in. hose at \$570.00, total amount \$4,441.00, be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Chief of the Fire Department.

Signed:

TERRY J. McKANE,
ROGER T. MAY,
WILLIAM A. BRENKE,
JOHN T. ANAS,
Committee on Public Safety.

By Councilman McKane—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

January 23, 1975

Honorable Mayor and
Members of City Council
City of Lansing

Re: Mt. Hope Cemetery

Gentlemen:

We are recommending that Hathaway Hanes be contracted to perform necessary topographical surveys for the grave expansion of Mt. Hope Cemetery in the area of the old chapel.

Professional service fees for this project shall not exceed \$400.00 for this work. This work is currently funded under account number 209-290-000-817.

We are requesting your approval.

Respectfully submitted,

THEODORE J. HASKELL,
Director of Parks and
Recreation.

Referred to Committee on Parks and Recreation.

January 23, 1975

Honorable Mayor and
Members of City Council
City of Lansing

Re: Miller-Marscott Acquisition

Gentlemen:

On September 16, 1974 City Council directed the Department of Parks and Recrea-

tion to proceed with negotiations for the purchase of property in the Miller-Marscott area.

In order to establish a fair and equitable price for the desired property I recommend we have an independent appraisal completed.

The City Property Manager has recommended Mr. Joseph Moyer who has submitted a proposal of \$900.00 for the appraisal services. I would appreciate your approval of a contract with Mr. Moyer and authorization to proceed.

Respectfully submitted,

THEODORE J. HASKELL,
Director of Parks and
Recreation.

Referred to Committee on Parks and Recreation.

January 22, 1975

Lewton Neighborhood Plan—K-420

Honorable Mayor and
Members of City Council
Gentlemen:

The Planning Board will hold a public hearing on Tuesday, February 18, 1975 at the Lewton Elementary School, located at the southwest corner of West Mt. Hope Avenue and Lewton Place, at 7:30 p.m.

This public hearing will be to consider the proposed Lewton Neighborhood Development Plan as a Master Plan amendment. The proposed plan addresses itself to property bound by West Mt. Hope Avenue, Lewton Place, Bedford Road, Glasgow Drive, Waverly Road, and Moores River Drive. Land uses proposed within the plan are all residential in nature with varying densities. Proposed street alignments shown on the Plan are coordinated with existing public streets in the area, with the idea of promoting adequate circulation for both automobile and pedestrian traffic.

Proposed plans for this Master Plan Amendment are on file with the Planning Office, Fifth Floor, City Hall for review.

You are cordially invited to attend this public hearing.

Sincerely,

ALAN E. TUBBS,
Director,
Lansing Planning Department.

Received and Placed on file.

January 21, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall
Lansing, Michigan
Dear Mayor Pro-Tem and
Council Members:

Attached please find recent communications received by this office dated January 15 and 16, 1975, from the Honorable Dennis O. Cawthorne, State Representative, 89th District, and Dr. Gerald H. Miller, Director, Department of Management and Budget, regarding the placement of a portable billboard at the intersection of Capitol and Michigan avenues. This is the same subject matter that was referenced in Dr. Dempsey's communication earlier transmitted to the Council on April 18, 1974. Since I am unable to discern any response to the objections raised in these communications, I am again forwarding it to you for your attention and disposition as it requires a policy decision.

Respectfully,

GERALD W. GRAVES,
Mayor.

Referred to Committee on City Affairs.

January 24, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
Tenth Floor, City Hall
Lansing, Michigan
Dear Mayor Pro-Tem and
Council Members:

Attached please find a communication received by my office from the Lansing School District regarding the vacating of that portion of the Curry Lane easement crossing the North Elementary School property.

Please note on page 2 of the attached communication, the property exchange proposal being requested by the School District.

Detailed drawings of the project as proposed by the Lansing School District are available in the office of the City Clerk.

Respectfully,

GERALD W. GRAVES,
Mayor.

Referred to Planning Board and Public Service Board.

January 23, 1975

Honorable Mayor Pro-Tem Jack D. Gunther
and Members of the Lansing City Council
City Hall
Lansing, Michigan
Dear Mayor Pro-Tem and
Council Members:

Attached is a copy of my most recent communication pertaining to the financial plight of Diamond-Reo Trucks, Inc. I am requesting your immediate attention to this matter, and further that you adopt a formal resolution in support of that firm's most recent request for a contract adjustment to be forwarded to: U. S. Senators Philip Hart and Robert Griffin, U. S. Representatives Garry Brown and Robert Carr.

Respectfully,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

**THE PUBLIC MAY NOW ADDRESS THE
CITY COUNCIL ON ANY OF THE FOL-
LOWING RESOLUTIONS — YOU MAY
SPEAK ONLY FOR 3-MINUTES ON ANY
ONE RESOLUTION.**

Anthony P. Nosal, 3703 Waverly Hills Rd. spoke relative resolution 4 on appointments to Board of Review and salary of same.

RESOLUTIONS

By Committees on Public Service and Highways, and Buildings and Properties—

Resolved, that the Purchasing Director be and he is hereby directed to advertise, as provided by law, for sealed proposals for Office Alterations—C.A.T.A. Building (240 Mill Street), PS 36123 in accordance with the plans and specifications on file in the office of the City Engineer. Proposals to be received up to 3:00 P.M., Local Time, March 18th, 1975.

Each proposal to be accompanied with a certified check or bidders bond in the sum of 5% of the proposal.

Right is hereby reserved to accept any proposal, to reject any or all proposals and to waive defects in proposals.

No bid may be withdrawn after the above date and time for receiving bids for a period of forty-five (45) days.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and
Highways—

Resolved by the City Council of the City
of Lansing:

That the City Assessor be, and he is hereby directed to spread on the July 1975 tax rolls, the cost of correcting the hazardous and unsanitary conditions of properties in the year 1975, in the amount of \$390.00, as reported this date by the Building Commissioner, and as per attached list.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and
Properties—

Resolved by the City Council of the City
of Lansing:

Whereas, the Community Design Center is desirous to lease from the City of Lansing the North Lansing Community Hall and desires as compensation for a right to occupy said hall, to restore and bring such hall up to the standards of the City Building Code and maintain the appearance and structural integrity of such hall as a historic building, and

Whereas, the City Attorney has approved such an agreement as to legality and has drawn up a proposed lease at the request of the Buildings and Properties Committee in proper form, now therefore,

Be it resolved that the City of Lansing agrees to enter into a lease with the Community Design Center for the North Lansing Community Hall on the condition that said Community Design Center as compensation for such a lease shall improve, restore, and repair said North Lansing Community Hall so that it meets the standards set out in the Lansing Building Code as inspected and is inspected and approved as to meeting such standards by the City Building Commissioner, and

Be it further resolved that the Mayor and City Clerk of the City of Lansing are hereby directed to execute the lease on behalf of the city for a five year term.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City
of Lansing:

That Councilmen John T. Anas and James D. Blair be appointed to serve as members of the 1975 Board of Review, and

That the 1975 Board of Review shall hold its meetings in Room 332 and that the

Board members receive \$75.00 per diem for the days that they serve.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City
of Lansing:

That the following appointments be confirmed: K. M. Comerford to Tri-County Aging Consortium Advisory Board, term ending 6-30-75; Cecil Lamanna to Tri-County Aging Consortium Advisory Board term ending 6-30-75; Dennis M. Delaney to Lansing Housing Commission, term ending 6-30-77; George Bliebrey, Sr., to Traffic Board, term ending 6-30-78; Robert A. Dorshimer to Board of Water and Light, term ending 6-30-76, and Duane L. Allen to Capital Area Transportation Authority.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City
of Lansing:

Whereas, the Lansing City Council has received notification that the City of Lansing's amended Comprehensive City Demonstration Program has been approved in the amount of \$778,000 of Model Cities Grant Funds; and,

Whereas, the City must continue to provide an adequate number of knowledgeable staff to manage its Model Cities Programs until all contract activities between the City and HUD have been completed and all audited findings have been resolved; and

Whereas, these monies are to be applied against those programs as recommended in the City of Lansing's 5th Year Action Plan for the City Demonstration Agency; and,

Whereas, the City of Lansing understands that this \$778,000 shall be deducted from the amount of grants that the City of Lansing is entitled to under the Housing and Development Act of 1974;

Now, Therefore, Be It Resolved that the Mayor and City Clerk are hereby directed to sign into execution the revised grant budget for Contract ME No. 21-006 upon approval of the City Attorney as to form; and

Be It Further Resolved that the Program Coordinator is directed to submit the signed grant budget to the HUD Area Office.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, Dr. Arthur L. Stanley, one of Lansing's finest citizens, a great humanitarian, renowned surgeon, and friend of many, departed this life on Tuesday, January 22, 1975; and,

Whereas, this noble gentleman honored this City and Community by giving freely of his time, professional skills and dedication in the development of the Ingham Medical Center into one of the area's finest medical facilities; and,

Whereas, Dr. Stanley's services to the people are without number; paramount among his many contributions was his work with the youth of our Community; his participation in building programs which resulted in the new Ingham Medical Hospital Building and Community Health Center; his foresight in the planning of the Ingham Medical Professional Center; and,

Whereas, he willingly gave of himself to others, as a teacher, physician, friend, advisor, husband and father who will be missed by all whom he touched in his full and productive life;

Now, Therefore, Be It Resolved that the Mayor and Council of the City of Lansing do hereby adopt this common Resolution acknowledging Dr. Arthur L. Stanley's exemplary services to his community; and,

Be It Further Resolved that the City Clerk be directed to forward a copy of this Resolution to the surviving members of Dr. Stanley's family with the signatures of the Mayor and City Council attested thereto.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and Properties and Committee on Public Safety—

Resolved by the City Council of the City of Lansing:

Whereas, the closing of the East Michigan Avenue bridge across the Grand River has altered the traffic circulation between said bridge and Cedar Street; and

Whereas, this change in traffic flow on East Michigan Avenue makes it desirable as well as feasible to allow 90-degree parking on both sides of the Avenue in this area; and

Whereas, the City Council desires to cooperate with the East Michigan Avenue merchants in said area to minimize the impact of the bridge closing; and

Whereas, it is the desire of the merchants and the Council that all parking meters in the 300 and 400 blocks of E.

Michigan Avenue be changed to two (2) hour meter parking at the existing rate for a temporary period of time;

Now, Therefore, Be It Resolved that 90-degree two (2) hour metered parking be implemented in the 300 and 400 blocks of East Michigan Avenue as soon as practicable and remain in effect until said bridge is open for two or more lanes of through traffic, at which time E. Michigan Avenue parking on both sides of the street shall revert to one hour metered parallel parking which existed prior to bridge closing between said bridge and Cedar Street, and

Be It Further Resolved that the merchants may erect signs at Michigan and Grand Avenue and Michigan and Cedar relative to this.

Adopted by the following vote:

Unanimously.

By Committee on Parks and Recreation—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council on September 16, 1974 directed the Department of Parks and Recreation to proceed with negotiations for the purchase of property in the Miller-Marscott area, and

Whereas, the Director of Parks and Recreation has recommended an appraisal be made to establish a fair and equitable price for the property desired, and

Whereas, Mr. Joseph Moyer has submitted an acceptable proposal of \$900.00 for the service of providing the appraisal, now

Therefore Be It Resolved, the Director of Parks and Recreation is authorized to prepare a contract and after approval as to form the City Attorney, the Mayor and City Clerk are authorized to sign on behalf of the City.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

That the City Council herewith re-establishes a City Vehicle Committee consisting of the Purchasing Director, Finance Director, Internal Auditor, and Personnel Director, said committee to formulate its internal rules of procedure and elect a chairman; and

Be It Further Resolved that the City Vehicle Committee shall be responsible for the implementation, modification, and enforcement of a city vehicle policy including rules and regulations thereto; and

Be It Further Resolved that the City Vehicle Committee shall also effect and maintain general management policies and procedures for the most efficient functioning of the City's Central Garage, and

Be It Finally Resolved that the recommendations of the City Vehicle Committee shall be submitted in written form to the Committee of the Whole for approval. All city personnel, boards, commissions and committees are hereby directed to cooperate fully with the vehicle committee and its policies, rules, and regulations as approved by the City Council.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the municipal budget requires stringent economy of operation in all phases and activities of City government; and

Whereas, the City Council has unanimously committed itself to the adoption of a balanced municipal budget calling for severe restrictions upon funds available for unforeseen emergencies which may occur; and

Whereas, it is the desire of this Council to provide solutions for the City's financial problems other than the forced lay off of loyal municipal personnel which is the route now being taken by many other cities;

Now, Therefore, Be It Resolved, effective the date of passage of this resolution, the City Personnel Director shall be ordered to effect a 100% strict job hiring moratorium covering all existing vacant positions of the municipal service which are funded in whole or in part by the City's General Fund operating budget; and

Be It Further Resolved all operating departments are herewith ordered to cooperate fully with the City Personnel Director in the enforcement of this mandate; and

Be It Further Resolved, until such date as this resolution may be officially rescinded or amended by a majority vote of this Council there shall not be permitted any exceptions whatsoever to said job moratorium unless by resolution duly passed by this Council, upon its approval of the written recommendation made by a Job Moratorium Appeals Committee composed of the Mayor Pro-Tem, the City Personnel Director, Chairman of the Personnel Committee, the City Finance Director, and the Internal Auditor, it shall be found essential to the public interest that a specific exception be made.

By Councilman Gunther (Belen)—

That in the last paragraph, line 7, after the words Personnel Committee add "or a designated member of City Council."

Carried.

By Councilman Anas (Blair)—

In the last paragraph, after the word "until" delete the words "such date as this resolution may be officially rescinded or amended by a majority vote of this Council" and add the words "June 30, 1975."

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Blair, Ferguson, Gunther, May, McaKne—7.

Nays: Councilman Brenke—1.

By Councilman McKane—

In the last paragraph, line 4, delete the word "approval" and insert the word "review."

Carried.

Resolution as amended was adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the municipal budget requires stringent economy of operations in all phases and activities of City government; and

Whereas, the City Council has unanimously committed itself to the adoption of a balanced municipal budget calling for severe restrictions upon funds available for unforeseen emergencies which may occur; and

Whereas, it is the desire of this Council to provide solutions for the City's financial problems other than the forced lay off of loyal municipal personnel which is the route now being taken by many other cities;

Now, Therefore, Be It Resolved, effective the date of passage of this resolution, the City Purchasing Director shall be ordered to effect a strict moratorium covering all requisitions for the purchase of equipment and supplies, which are funded in whole or in part by the City's General Fund Operating budget and Federal Revenue Sharing Fund; and

Be It Further Resolved that all operating departments are herewith ordered to cooperate fully with the City Purchasing Director in the enforcement of this mandate; and

Be It Further Resolved, until such date as this resolution may be officially rescinded or amended by a majority vote of this Council, there shall not be permitted any exceptions whatsoever to said purchasing

moratorium unless by resolution duly passed by the Council, upon its approval of the written recommendation by Purchasing Moratorium Appeals Committee composed of the Chairman of the Finance Committee, the City Purchasing Director, the City Finance Director, the Internal Auditor, and the Chairman of the Public Service and Highway Committee, it shall be found essential to the public interest that a specific exception be made.

By Councilman Anas (Belen)—

In the last paragraph, after the word "until" delete the words "such date as this resolution may be officially rescinded or amended by a majority vote of this council" and add the words "June 30, 1975."

Carried.

By Councilman McKane—

In the last paragraph, line 4, delete the word "approval" and insert the word "review."

Carried.

Resolution as amended was adopted by the following vote:

Unanimously.

By Committee on Personnel—

Resolved by the City Council of the City of Lansing:

Whereas, on August 13, 1973, the City Council of the City of Lansing, Michigan created an Ad Hoc Advisory Committee on the "Status of Women in Government," membership of said Committee consisting of Nancy Graham Baker, Chairperson, Hilda Patricia Curran, Jack D. Gunther, Robert R. Backus, Theodore J. Haskell, Richard D. Letts, Daniel J. Bodwin, Martin F. Campbell, and Robert B. Black, and,

Whereas, the Ad Hoc Advisory Committee has diligently studied and analyzed all of the many facets surrounding the "Status of Women in Government" including the comprehensive impact of a variety of Federal, State, and Municipal Laws pertinent to the subject matter, and,

Whereas, under date of January 16, 1975, said Ad Hoc Committee has addressed the Mayor and City Council of the City of Lansing, Michigan, with a document including supportive narrative and exhibits and recommending the reaffirmation of the City's Affirmative Action Plan together with suggestions for Administrative and Legislative Notice within specific areas leading to the expansion of highly desirable influences to the whole process of government, now;

Therefore Be It Resolved, the Mayor and City Council of the City of Lansing, Michi-

gan, in the name of all Lansing Citizenry, hereby accept the Report and Recommendations of the Committee on the "Status of Women in Government"; wish to express their most sincere gratitude and appreciation to all members of said Committee for a difficult and comprehensive job well done; and the task having been completed now relieve the Ad Hoc Committee from its prescribed duties and responsibilities.

Adopted by the following vote:

Unanimously.

By Councilman Belen—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, in cooperation with the Capital Area Council of Governments, is desirous of participating in the Development of a Regional Solid Waste Management Decision Model as proposed by the Division of Engineering Research, Michigan State University; and

Whereas, it has been determined that the City's share equals ten (10¢) cents per capita;

Now, Therefore, Be It Resolved that the sum of Thirteen Thousand One Hundred Forty (\$13,140.00) Dollars is hereby authorized to be expended for the City's share of this project and this amount to be charged to Account No. 101-936-240-974.000.

Adopted by the following vote:

Unanimously.

By Committee on Planning—

Resolved by the City Council of the City of Lansing:

SJ-1-75

1029 East Miller Road

More particularly described as:

The west 110.25 feet of Lot 48, Midway Industrial Center No. 2, and also commencing at the southwest corner of Lot 48, Midway Industrial Center No. 2; thence north 250 feet; thence west 19.75 feet; thence south 250 feet; thence east 19.75 feet to point of beginning, City of Lansing, Ingham County, Michigan.

Whereas a request for a free-standing sign within the "J" Parking District has been filed by R. C. Lowery for Interstate Brands, Incorporated, on the above described property; and

Whereas, pursuant to Chapter 36 of the Zoning Ordinance of the City of Lansing, Section 36-41.9, the Planning Department has reviewed the request and recommends

that a free-standing sign be allowed on the site, provided that the sign not be located closer than twenty (20) feet to the front property line; and

Whereas the Planning Committee of Council, to whom was referred the report of the Planning Department, concurs therewith.

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the erection of a free-standing sign be allowed on the above described property, provided that the sign not be located closer than twenty (20) feet to the front property line on Miller Road.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT V

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That the supplementary special assessment roll for sidewalk being built or repaired in various sections of the City of Lansing:

Assessment Roll No. 15-B

Various sections of the City of Lansing; as returned by the City Assessor be and the same is hereby ratified and confirmed, and that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to refund to all persons who have paid said tax as originally assessed the pro rata amount of difference as shown in said supplementary roll, and collect all unpaid tax as shown on said roll on or before April 27, 1975.

Adopted by the following vote:

Unanimously.

ZONINGS

By Councilman Gunther—

Whereas, by petition duly filed on the 4th day of November, 1974, this council was petitioned to change the following described property from "A" One Family Residence District to "H" Light Industrial District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 30th day of December, 1974, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-59-74 — 917 East Chilson,

more particularly described as:

Lots 63 - 70, inclusive, of Elmore M. Hunt Subdivision, City of Lansing, Ingham County, Michigan,

from "A-1" Family Residential District to "H" Light Industrial District.

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised the City Council to approve the request subject to the following:

- 1) That landscape, screening, and fencing be approved by the Planning Department and would be provided where the "H" Light Industrial abuts a residential district.
- 2) That all outside storage areas be screened from view; and

Whereas the Planning Committee of Council, to whom was referred the report of the Planning Board, concurred therewith,

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "A-1" Family Residential District to "H" Light Industrial District be approved subject to (1) a landscape, screening, and fencing being approved by the Planning Department and be provided where the "H" Light Industrial abuts a residential district; and (2) that all outside storage areas be screened from view.

Be It Further Resolved that prior to any further development of the site, the property owner will be required to submit grading and drainage plans, which, when completed, will adequately handle storm water run-off. Installation will be required at the time of any new construction or improvement of off-street parking.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 23rd day of September, 1974, this council was petitioned to change the following described property from "D" Apartment District to "D-1" Professional Office District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 16th day of December, 1974, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-51-74 — 605-607 Seymour,
more particularly described as:

The south 35 feet of the east 99 feet of Lot No. 3, Block No. 62, Original Plat, City of Lansing, Ingham County, Michigan; and commencing at north-east corner of Lot 3, Block 62, Lansing; thence west 10 rods; thence south 4 rods; thence east 4 rods; thence north 35 feet; thence east 6 rods; thence north 31 feet to the place of beginning, City of Lansing, Ingham County, Michigan,

from "D" Apartment District to "D-1" Professional Office District.

Whereas, pursuant to Act 207, Public Acts 1921, the Planning Board advised City Council to deny this request; and

Whereas, the Planning Committee of Council, to whom was referred the report of the Planning Board, concurred therewith,

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "D" Apartment District to "D-1" Professional Office District be denied.

The proposed change is contrary to the Central City Development Plan of the City of Lansing, "Indiscriminate spot zoning of residential property generally creates parking and incompatible land use relationships; stimulating further requests for marginal development, declining values in adjacent residential properties and weakens the market potential of logical and desirable office areas."

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$7,540,858.60.

Signed:

JOHN T. ANAS,
TERRY J. McKANE,
JAMES D. BLAIR,
WILLIAM A. BRENKE,
JACK D. GUNTHER,
Committee on Finance.

Adopted by the following vote:

Unanimously.

INTRODUCTION OF ORDINANCES

The following ordinances of the City of Lansing, Michigan providing that the Code of Ordinances be amended by:

- a. Repealing of Chapter 17 A of the Code of Ordinances (Housing).
- b. Amend by adding a New Chapter to be numbered 9A and by adding Sections numbered 9A-1 through 9A-15 inclusive (Lansing Uniform Housing Code).

was introduced by Councilman Belen, read a first and second time by their titles and referred to the Committee on Ordinance and Contracts.

ORDINANCES

By Councilman Belen—

The Committee reported that it had considered an ordinance providing, that the Code of Ordinances, City of Lansing, Michigan, be amended by:

- a. Repealing of Section 31-71 of Code and declaring same to be null and void and of no effect.
- b. Amend by adding a new section to be numbered 31-71 to Code (Time limits—as designated, meters, exemption of political divisions and public utility franchise).
- c. Establish the name of a certain proposed street in the City situated adjacent to and running along the easterly side of the proposed Vivian Riddle Elementary School connecting West Kalamazoo Street and West Allegan Street.

and recommended that the ordinances be passed.

Carried.

ORDINANCE NO. 376

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by repealing of Section 31-71 of Code and declaring same to be null and void and of no effect, be placed on order of immediate passage.

Carried.

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing, that the Code of Ordinances, City of Lansing, Michigan, be amended by repealing of

Section 31-71 of Code and declaring same to be null and void and of no effect, be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 376

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REPEAL OF SECTION 31-71 OF THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN AND DECLARING SAME TO BE NULL AND VOID AND OF NO EFFECT.

The City of Lansing Ordains:

Section 1. That Section 31-71 of the Code of Ordinances, City of Lansing, Michigan, is hereby repealed and declared null and void and of no effect.

ORDINANCE NO. 377

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by adding a New Section to be numbered 31-71 to Code (Time Limits—as designated, meters, exemption of political divisions and public utility franchise), be placed on order of immediate passage.

Carried.

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing, that the Code of Ordinances, City of Lansing, Michigan, be amended by adding a New Section to be numbered 31-71 to Code (Time limits—as designated, meters, exemption of political divisions and public utility franchise), be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NON. 377

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, BE AMENDED BY ADDING A NEW SECTION TO BE NUMBERED 31-71.

The City of Lansing Ordains:

Section 1. That the Code of Ordinances of the City of Lansing, Michigan, be

amended by adding a new section to be numbered 31-71 to read as follows:

Sec. 31-71. Time limits—as designated, meters, exemption of political divisions and public utility franchise. The provisions of this chapter prohibiting the standing or parking of a vehicle shall apply at all times or at those times specified within the chapter or as indicated on official signs except when it is necessary to stop a vehicle to avoid conflict with other traffic or in compliance with the directions of a police officer; provided, however, in streets or parts of streets, described in schedule VI, contained in Section 31-183 hereof, and all areas regulated by parking meters, any driver of a vehicle owned or operated by the United States, this state, or any county, city, village, township, or any other political subdivision of the state, or any public utility franchise of the City of Lansing, which is identifiable as such a vehicle by a sign, permit, emblem, sticker, or other device approved by the Traffic Department, shall be entitled to park such motor vehicle free and for a period not to exceed nine hours on any of the streets or parts of streets wherein parking is so limited, except where such limitation is for a period of less than one hour by ordinance and, such driver or owner shall be exempt from any violation resulting from such parking.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

ORDINANCE NO. 23A

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by establishing the name of a certain proposed street in the City of Lansing situated adjacent to and running along the easterly side of the proposed Vivian Riddle Elementary School connecting West Kalamazoo Street and West Allegan Street, be placed on order of immediate passage.

Carried.

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing, that the Code of Ordinances, City of Lansing, Michigan, be amended by establishing the name of a certain proposed street in the City of Lansing situated adjacent to and running along the easterly side of the proposed Vivian Riddle Elementary School connecting West Kalamazoo St. and West Allegan Street, be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 23A

An ordinance to establish the name of a certain proposed street in the City of Lansing situated adjacent to and running along the easterly side of the proposed Vivian Riddle Elementary School connecting West Kalamazoo and West Allegan Streets.

The City of Lansing Ordains:

Section 1. That the name of the proposed street situated adjacent to and running along the easterly side of the proposed Vivian Riddle Elementary School connecting West Kalamazoo and West Allegan Streets in the City of Lansing shall henceforth be named and known as Vivian Riddle Court.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

That the rule prescribed in Sec. 5.5 (g) of the Charter relative to considering business not on the agenda, be waived.

Carried.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, Diamond-Reo Trucks, Inc., of Lansing, Michigan, is requesting reconsideration of their contract with the U. S. Department of Defense for certain military vehicles now before the U. S. Military Contract Adjustment Board; and

Whereas, the need for requested adjustment is of paramount importance not only for the continued operation of Diamond-Reo Trucks, Inc., but also to the economic vitality of the City of Lansing; and

Whereas, this firm is the City's fourth largest contributor to our tax base and its real and personal property tax assessment amounted to more than \$397,000, not including payments to the General Fund raised from income taxes levied against the firm's employees; and

Whereas, prior to the firm's financial

problems, Diamond-Reo Trucks, Inc., directly provided 2,200 jobs for residents of the Greater Lansing Area and indirectly generated the economic stimulus which effected 7,9000 persons through a \$20 million payroll; and

Whereas, it is apparent that the City of Lansing desperately needs Diamond-Reo Trucks, Inc., at a time when unemployment is on an increase nationally and when grave doubts are raised regarding the ability of the firm to continue without this requested contract adjustment;

Now, Therefore, Be It Resolved, that the City Council directs a copy of this resolution be forwarded to Major General Joseph Pieklik conveying our request that the U. S. Military Contract Adjustment Board act favorably upon this Petition for Relief and Forgiveness;

Now, Therefore, Be It Further Resolved, that copies of this resolution expressing the position of the City Council be forwarded to U. S. Senators Philip Hart and Robert Griffin and U. S. Representatives Garry Brown and M. Robert Carr.

Adopted by the following vote:

Unanimously.

Diane Saltzman, 4925 Duncel Road thanked the Council for passing the resolution relative to Ad Hoc Advisory Committee on the "Status of Women in Government" committee.

Anthony P. Nosal, 3703 Waverly Hills Road spoke relative amount of money spent on studies made by the City; City Charter; 1962 Bond issue; subsidizing of sewers and drains; annexations to City; Landel district; widening of Holmes Rd., Model Cities program; Capitol Commons and the upcoming City Budget.

Council adjourned at 9:00 P.M.

THEO FULTON,
City Clerk.

Lansing, Michigan

January 27, 1975

F/M

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, February 3, 1975

CITY COUNCIL ROOMS

Lansing, Michigan

February 3, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present Councilmen Anas, Belen, Blair, Brenke, Ferguson, Gunther, May, McKane—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Belen.

Pledge of Allegiance was given by Penny Crater, President of Sexton Student Council.

The record of the previous session was approved as printed.

The Mayor welcomed Troop 491 with leaders Charles McNeilly and Herb Middleton.

HEARING ON PROPOSED CHANGES IN ZONING CLASSIFICATIONS

February 3, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 18, 1958, said proposed amendment being as follows:

That the property described as:

Z-64-74—2309 South Cedar Street,

be rezoned from "B" One Family residence District to "D-1" Professional Office District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

Letter from Les Seidell requesting a withdrawal of rezoning petition.

Referred to Committee on Planning.

February 3, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-65-74—909 West Holmes Road,

be rezoned from "J" Parking District to "F" Commercial District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

Referred to Committee on Planning.

February 3, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-63-74—6253 South Logan Street,

be rezoned from "A" One Family Residence District to "C" Two Family Residence District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

Referred to Committee on Planning.

February 3, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-62-74—416-426 West St. Joseph Street,

be rezoned from "D" Apartment District to "D-1" Professional Office District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

James Riley, 426 W. St. Joseph St., petitioner, spoke.

Referred to Committee on Planning.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

RUBBISH HAULER—Fred Blocker.

MUSIC BOX—The Huddle (5), Joseph Covello.

PUBLIC DRIVERS—James Apostol, Rojerio Benavides, Gerald D. Meredith, Charles D. Perry, James F. Smith, Cary R. Whipple.

Referred to Committee on Ordinance and Contracts.

Notice from Greater Michigan Foundation in regard to Government Day of Michigan Week to be held on May 19, 1975.

Referred to Mayor's Office, City Councilmen and Department Heads.

Summons filed in Circuit Court, Restraining Order, Order to Show Cause, Complaint, by Stefan Szyszkoski, Michael Schewe, Joseph Leslie, Raymond Farrington, Richard H. Stuckman, et al vs. City of Lansing in regard to zoning petition Z-20-73—1700 block East Miller Rd.

Referred to City Attorney.

Claims filed by:

Allstate Insurance Co. for insured James R. Crawford in regard to accident.

Referred to City Attorney.

Wanetta A. Toman for removal of tree.

Referred to City Attorney and Parks Department.

Petitions filed for rezoning:

Z-2-75—

Commencing 720 ft. West of the North $\frac{1}{4}$ post of Section 30, T4N, R2W, City of Lansing thence South 1815 ft., West 240 ft., North 1815 ft., East 240 ft. to point of beginning, Ingham County, Michigan from "D-M" Multiple Dwelling District to a Community Unit Plan District—(3813 West Mt. Hope Avenue).

Z-3-75—

180 ft. and 157 ft. of parcel "B," of Webster Farms Subdivision, City of Lansing, Ingham County, Michigan from "A" One Family Residence District to "C" Two Family Residence District—(between 4532-4620 Pleasant Grove Rd.).

Z-4-75—

The East 60 ft. of the North 240 ft. of Lot 52, Maple Grove Farms No. 1, City of Lansing, Ingham County, Michigan from "A" One Family Residence District to "C" Two Family Residence District—(between 3111 and 3119 West Jolly Road).

Z-5-75—

Lots 9, 10, 11 of Webster Farms Subdivision No. 2, City of Lansing, Ingham County, Michigan, from "A" One Family Residence District to "C" Two Family Residence District—(2500 block Newark St., south side).

Z-6-75—

Lot 7, of Webster Farms Subdivision No. 2, City of Lansing, Ingham County, Michigan from "A" One Family Residence District to "C" Two Family Residence District—(2400 block Newark Street—south side).

Z-7-75—

The West 30 feet of the South 30 feet of Lot 4; and the West 30 feet of the North 46 feet of Lot 8; in block No. 1, Green Oak Addition, to the City of Lansing, Ingham County, Michigan from "J" Parking District to "F" Commercial District—at rear of 1222 East Michigan Avenue).

Referred to Planning Board.

Michigan Liquor Control Commission submits application from Reynoldo and Geronimo Trevino for a new full year Class "C" license at 511 E. Saginaw St.

Referred to Committee on Ordinance and Contracts.

Requests filed for special 24-hour liquor permits by:

The Lansing Dragon's—February 14, 1975
—National Guard Armory.

Lansing Municipal Credit Union—March 22, 1975—Headquarters Armory.

Referred to Committee on City Affairs.

Request from Richard Christmas for a Moon Day Parade on July 20, 1975.

Referred to Police Department.

Letter from Ingham County Prosecuting Attorney, Raymond Scodeller in regard to need of office space for Prosecuting Attorney's office.

Referred to Committee on Buildings and Properties.

Letter from Tri-County Landlords Association in regard to increase of rates for inspection fo building.

Referred to Building Commissioner.

Notice from Lansing Dietetic Association in regard to meeting to be held on February 18, 1975, at Ingham County Health Department.

Referred to Committee of the Whole.

Notice from State of Michigan, Public Service Commission in matter on the Commission's own motion, of proceedings on the design of rates and other mechanisms to encourage the conservation of natural gas.

Received and placed on file.

Notice from State of Michigan, Department of Natural Resources on application of Richard Berry and Richard Rumsey to build in the flood plain for the Tecumseh Riverview Subd.

Referred to Planning Board and Waterfront Development Board.

Letter from Continental Cablevision of Lansing, Inc. in regard to C.A.T.V.

Referred to City Attorney and Committee of the Whole.

REPORTS OF COMMITTEES

The Committee on ORDINANCES AND CONTRACTS approves the following applications and bonds for licenses:

RUBBISH HAULER—Fred Blocker.

MUSIC BOX—The Huddle (5), Joseph Covello.

PUBLIC DRIVERS—James Apostol, Rojerio Benavides, Gerald D. Meredith, Charles D. Perry, James F. Smith, Cary R. Whipple.

Signed:

LUCILE BELEN,
JACK D. GUNTHER,
ROGER T. MAY,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of The Lansing Dragon's for permission to serve alcoholic beverages on February 14, 1975 at the National Guard Armory, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Lansing Municipal Credit Union for permission to serve alcoholic beverages at its Annual Meeting dinner and dance on March 22, 1975 at the Headquarters Armory on Washington Avenue, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred the request of Beneicke & Krue for permission to establish a sales office in the garage of a model home located on Lot 17 in Glen Eden Estates Subdivision, reports as follows:

The Committee recommends permission be granted in conformity with Section 36-17 (7) of the Code of Ordinances of the City of Lansing, said permission to be effective subject to posting of the required bond in the amount of \$3,000.00, with the office of the City Clerk.

Signed:

JACK D. GUNTHER,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PARKS AND RECREATION, to whom was referred the recommendation of the Director of Parks and Recreation that Hathaway Hanes be contracted to perform topographic surveying at Mt. Hope Cemetery for a sum not to exceed \$400.00, reports as follows:

That the Committee concurs in the recommendation and that costs of this professional work be charged to Account No. 209-290-000-817.

Signed:

JAMES D. BLAIR,
JOEL I. FERGUSON,
TERRY J. McKANE,
Committee on Parks and
Recreation.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on BUILDINGS AND PROPERTIES, to whom was referred the

remodeling of the Lansing Civic Center, reports as follows:

The Committee recommends that the firm of Holmes & Black, Inc., architects, be asked to submit a proposal for the remodeling of the Lansing Civic Center.

Signed:

ROGER T. MAY,
JACK D. GUNTHER,
TERRY J. McKANE,
WILLIAM A. BRENKE,
JOHN T. ANAS,
Committee on Buildings and
Properties.

By Councilman May—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on BUILDINGS AND PROPERTIES, to whom was referred the trade arrangements for Leshner Place and Willow Street property, reports as follows:

The Committee recommends this matter be referred to the City Attorney to prepare the necessary documents to complete this transaction.

Signed:

ROGER T. MAY,
JACK D. GUNTHER,
TERRY J. McKANE,
WILLIAM A. BRENKE,
JOHN T. ANAS,
Committee on Buildings and
Properties.

By Councilman May—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

Director of Finance submits:

City of Lansing, Michigan Financial Statement for the Quarter ending December 31, 1974.

Received and placed on file.

January 30, 1975

To the Honorable Mayor
and Members of the Council

Gentlemen:

I am hereby submitting Special Assessment Roll No. 14-B, actual cost, for the purpose of sidewalks built in various sections of the City of Lansing.

To Be Assessed—100%.....\$22,093.41

Respectfully submitted,

PAUL S. CREEVY,
City Assessor.

Received and placed on file.

January 30, 1975

Councilman Joel Ferguson

Chairman

City Affairs Committee

Lansing City Council

Dear Councilman Ferguson:

Attached is an Application for a Parade Permit for the Coalition for the March on Lansing for Jobs, scheduled for 10:30 A.M. on February 19, 1975. As you will note, all necessary department heads have approved this Application.

Our Traffic Bureau estimates this parade will cost the City a total of \$340.77, which represents ten patrolmen, one supervisor and two vehicles, for three hours.

This is being forwarded to your committee for further action.

Respectfully yours,

THOMAS W. O'TOOLE,
Chief of Police.

Referred to Committee on City Affairs.

REPORT OF COMMITTEE

The Committee on CITY AFFAIRS, to whom was referred the parade request from Coalition for the March on Lansing for Jobs scheduled for 10 a.m. on February 19, 1975, reports as follows:

The Committee recommends permission be granted, the application having received the approval of the Chief of Police, Traffic Engineer, and the Director of Public Service. The Committee further recommends that the parade be under the supervision of the Lansing Police Department.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

To the Honorable Mayor and
City Council of the City of Lansing
Gentlemen:

I herewith report that I have given to the City Assessor an itemized list of sidewalk built in the amount of \$22,093.41 to be distributed on Roll 14-B.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Received and placed on file.

January 30, 1975

Honorable Mayor and City Council
City Hall
Lansing, Michigan
Gentlemen:

Attached is Change Order No. 7, submitted by Ken Roberts Construction Co., Inc., on the Pleasant Grove Road Extension, Contract No. 2, PS 74004, requesting that the contract be extended to May 31, 1975 to permit the completion of seasonal work.

The contractor also requests that the retainer be reduced from \$52,405.20 to \$20,000.00. This represents a reduction from 10% to approximately 3.7%.

I would recommend that this Change Order be approved.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the Change Order No. 7, submitted by Ken Roberts Construction Co., Inc., on the Pleasant Grove Road Extension, Contract No. 2, PS74004, requesting that the contract be extended to May 31, 1975 to permit the completion of seasonal work. The con-

tractor also requests that the retainer be reduced from \$52,405.20 to \$20,000.00. This represents a reduction from 10% to approximately 3.7%, reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

January 30, 1975

Honorable Mayor and
Members of City Council
Gentlemen:

The Parks and Recreation Department has received from federal and state agencies the contracts required for cost sharing on the Washington Park Artificial Ice Rink.

The Bureau of Outdoor Recreation has committed \$190,000.00 and the Michigan Department of Natural Resources \$111,500.00. The City responsibility is set at \$80,000.00, which has been appropriated in the existing 1974-75 budget.

I would appreciate your prompt approval of the contracts and authorization to proceed.

Thank you.

Sincerely,

THEODORE J. HASKELL,
Director of Parks.

Referred to Committee on Parks and Recreation.

January 29, 1975

Z-2-75

3313 W. Mt. Hope Avenue
Honorable Mayor and
Members of City Council
Gentlemen:

The Planning Board will hold a public hearing on the proposed Community Unit

Plan for property in the 3300 block of West Mt. Hope, (south side). The proposal is to develop this 10 acre tract of land with garden apartments, townhouses, and single family residences.

Access to the north portion of the site will be from Mt. Hope Avenue with future extension of skyroad serving the area to the south.

This public hearing will be held on February 18, 1975, at 7:30 p.m. at Lewton Elementary School, located on the southwest corner of Mt. Hope and Lewton Place.

This notification is made in accord with Section 36-7 of the zoning ordinance. Plans are on file in the Planning Office for review and will be available at the public hearing.

You are cordially invited to attend this public hearing.

Sincerely,

ALAN E. TUBBS,
Planning Director.

Received and placed on file.

January 31, 1975

Honorable Mayor Gerald W. Graves and
Members of the City Council
Lansing City Hall
Lansing, Michigan 48933

Dear Mayor Graves and Council Members:

The Lansing Planning Board, at a regularly scheduled meeting of Thursday, January 30, 1975, unanimously adopted the 1975-76 Capital Improvements Program for a total amount of \$3,262,085, including \$772,240 for General Revenue, \$831,845 Community Development, \$1,138,000, Act 51, and \$520,000 in Sanitary Sewer funds. The Planning Board's recommendations were based on the amount of dollars available and do not reflect the total needs of the City of Lansing.

In making these recommendations, the Planning Board considered the report from the Capital Improvements Technical Coordinating Committee. Prior to the meeting, the Board received a communication from the Mayor stating that the original \$1,000,000 in funds from the General Revenue Fund used by the Technical Coordinating Committee was no longer available. As a result, the Board did make modifications to the recommendations by the Technical Planning Committee. These changes were as follows:

PUBLIC SERVICE BRIDGES

Pedestrian Overpasses—The current CIP fund balance for pedestrian overpasses is

approximately \$171,000. The current estimated cost per overpass is \$30,000. Based on these cost figures, the Public Service Department can produce five or six overpasses. Therefore, the Planning Board recommends the deletion of the \$90,000 GR request.

Shiawassee Street Bridge—In 1974-75 fiscal year, \$50,000 was requested for this project. The purpose was to: (1) improve the general maintenance and appearance of the bridge; (2) to modify and improve the pedestrian access (stairway) to the City Market and the proposed riverfront park, and (3) to promote the Urban Renewal land sales by performing the above mentioned numbers 1 and 2. The Capital Budget for 1975 included only \$25,000. Mr. Ron Stonehouse, Redevelopment Director, has requested that an additional \$25,000 be appropriated.

SANITARY SEWERS

Eastside Pumping Station Study—Transfer the request for this project from the Public Service Miscellaneous section (requested C.D. funding) to the Sanitary Sewer Fund. The Board recommends that this project be added to the sewer fund account and that Robert Backus, Public Service Director, and his Board be given an opportunity to reprioritize the sewer fund projects to include the above mentioned changes.

PARKS

Potter Park Zoo Paving—The Board recommends that this project be budgeted at \$75,000. The priority for phasing the development is as follows:

- 1) Complete the Zoo walkway system
- 2) Pave the road
- 3) Pave the parking lot

Red Cedar Hiking/Biking Route—Appropriate \$15,000 from the General Fund to utilize as part of the \$63,400, 30% local match requirement for a Federal Urban System Fund grant. (See attached memorandum.)

FIRE DEPARTMENT

Ambulance Replacement for No. 43—The Board recommends changing the funding source from General Funds to Community Development Funds for the \$25,000 amount. There will hopefully be funds available under a Federal grant to purchase the Number 7 Project. (Replace ambulance No. 40—1977).

Replace Squad No. 3—Delete the funds requested for the 1976 Budget of \$53,000. Project recommended in Fiscal 74-75. See attachment.

Project recommended in Fiscal 74-75. See attachment.

Capital Improvement Building Fund— Delete \$59,632 from the 1976 Budget. This amount was the balance figure that produced the \$1,000,000 General Fund request submitted by the Technical Coordinating Committee.

In addition, the Planning Board wishes to express its opinion regarding certain projects in the six-year Capital Improvement Program that are not recommended for funding this first year. These recommendations are as follows:

That the City should eliminate projects such as lighting of tennis courts, ball diamonds and recreational play fields, in order to reduce the cost of consumption of energy;

That the City should consider a program whereby minimal changes would be made to users of emergency ambulance services with provisions that indigent persons will not have to pay;

That Project 16-71, Wood Street extension from Grand River to Saginaw Street, be eliminated from the CIP Program.

That the Project titled 42-73, Shiawassee Street extension from Pennsylvania to Marshall across the BTS properties would be eliminated from the program; and, finally

That Projects 43-72 and 44-76, Aurelius Road from Michigan to Saginaw and Aurelius Road from Kalamazoo to Michigan, which would bisect Lansing's East Side, also be eliminated from consideration in the City's six-year Capital Improvements Program.

The Board does not believe that the need for the above street projects has been proven.

Please see the attached reports for the recommendations pertaining to each department's request.

The above recommendations received the unanimous support of the Planning Board.

Sincerely,

ALAN E. TUBBS,
Lansing Planning Board.

Referred to Committee of the Whole.

January 29, 1975

Honorable Mayor Gerald W. Graves and

Members of Lansing City Council

Tenth Floor, City Hall

Lansing, Michigan

Dear Mayor and Council Members:

At a special meeting held on Thursday, January 23, 1975, the Model Cities Policy

Board went on record as to reaffirming their position in support of the Youth Development Corporation project. This position was also taken in their regular meeting on December 12, 1974 when a budget revision was approved for the program.

It is the contention of the Evaluation Task Force and the Policy Board that this program and their services are vitally needed in the Lansing Community and should continue.

Sincerely,

EUGENE L. LOYD,
President,
Model Cities Policy Board.

Referred to Committee of the Whole.

January 30, 1975

Honorable Mayor Gerald W. Graves and

Members of the Lansing City Council

Gentlemen:

Subject: Boundary Change
NDP Project No. 2, Mich. A-6

The Urban Redevelopment Board, at its meeting on October 22, 1974, unanimously recommended to the City Council that the Development Plan for Urban Renewal Project No. 2, Mich. A-6 be modified to include the Michigan Avenue Bridge within the boundaries of the project.

The Board made this recommendation in order to make the funds expended by the City of Lansing for the renovation of the Michigan Avenue Bridge an eligible non-cash grant-in-aid in meeting the City's share of the cost of Urban Renewal Project No. 2, Mich. A-6. This boundary change, if approved, would result in no additional acquisition, relocation, demolition, or land marketing costs, and would provide the City with additional local non-cash share amounting to approximately \$238,000.00.

The Board further recommended that the City Council establish a date for holding a Public Hearing on this plan change, to afford an opportunity to all interested persons to express their concern and comments in regard to the proposed Urban Renewal Plan change.

Respectfully submitted,

URBAN REDEVELOPMENT
BOARD

Ronald G. Stonehouse,
Acting Secretary.

Referred to Committee on Redevelopment.

January 30, 1975

The Honorable Mayor Gerald W. Graves
and Members of the Lansing City Council
Gentlemen:

Subject: Preparation of Demolition Specifications, Parcel 66-1 (Public Service Garage), Project No. 2, Mich. A-6

The Urban Redevelopment Board, at its meeting on January 28, 1975, unanimously recommended to the City Council that the Mayor and City Clerk be authorized and directed to execute a contract with John R. Snell Engineers, Inc., of Lansing, for the preparation of demolition specifications for Parcel 66-1, Project No. 2, Mich. A-6, which is the Public Service Department Garage located at 600 N. Grand Avenue.

The Board made this recommendation for the following reasons:

1. The west and north walls of this building are structurally tied to retaining walls which support both Grand Avenue and Saginaw Street.
2. A detailed structural analysis will be necessary to insure that demolition work does not disturb either Grand Avenue or Saginaw Street.
3. Both the Public Service Director and Acting Redevelopment Director have recommended that the demolition specifications for this property be performed by a contracting consultant.

The fee to be paid John R. Snell Engineers, Inc. for this work shall be on the basis of 2.25 times payroll cost, plus reimbursement of actual "out of pocket" expense. All work would be only as authorized by the Acting Redevelopment Director, and would be completed no later than March 3, 1975.

Respectfully submitted,

URBAN REDEVELOPMENT
BOARD

Ronald G. Stonehouse,
Acting Secretary.

Referred to Committee on Redevelopment.

January 30, 1975

The Honorable Mayor Gerald W. Graves
and Members of the Lansing City Council
Gentlemen:

Subject: Proposed Demolition Contract No. 6, Project No. 2, Mich. A-6

The Urban Redevelopment Board, at its meeting on January 28, 1975, unanimously

recommended that the City Council authorize the Acting Redevelopment Director to proceed with preparing specifications for Demolition Contract No. 6, Project No. 2, Mich. A-6, and that the Purchasing Director be authorized to advertise for bids for Demolition Contract No. 6.

The properties to be included in Demolition Contract No. 6 are:

Block	Parcel	Property Address
66	2	510-520 N. Grand Avenue
66	1	600 N. Grand Avenue
246	2	Railroad track removal east of the Grand River between Shiawassee and south of Saginaw
245	2	Billboard and railroad track removal just west of the City Market
245	4 & 5	Railroad track removal west of Parcel 245-2 and south of Shiawassee
245	6	Removal of blacktop south of Parcel 245-5

Respectfully submitted,

URBAN REDEVELOPMENT
BOARD

Ronald G. Stonehouse,
Acting Secretary.

Referred to Committee on Redevelopment.

January 30, 1975

Honorable Mayor and
Members of City Council

Subject: Joshua Street at Miller Road

Gentlemen:

Please be advised that the Progressive Realty of Lansing, Inc. has petitioned the city to abandon the Joshua Street right of way at Miller Road. As Council is aware, I am a minority officer in the company, but I also serve on the Committee of Public Service and Highways, as well as being a member of the Lansing City Council.

This notice serves to clarify my intentions of abstaining from any participation relative to the Progressive Realty company. I shall make no recommendations nor utilize any voting powers in connection with the above mentioned.

Respectfully submitted,

JAMES D. BLAIR,
Councilman At Large.

Received and placed on file.

February 3, 1975

Honorable Mayor Pro Tem and Members
of the Lansing City Council

Tenth Floor

City Hall

Lansing, Michigan

Dear Mayor Pro Tem and
Council Members:

Considerable political verbiage has been articulated by certain individuals criticizing the City of Lansing's Manpower Department and my office for allegedly mis-administrating the City's Manpower Program. One Councilman and an Ingham County Commissioner were quoted in the Lansing State Journal on December 25, 1974, as having said "The Mayor's Office simply bungled it, administering the program poorly and wasting time. The City dropped the ball and we had to help pick it up."

Statements of this nature have subsequently proven to be inaccurate opinions, ill conceived and unsubstantiated by the facts. Those statements were untruths. To illustrate the facetiousness of the situation, my office was advised on January 13, 1975, by the Lansing Tri-County Regional Manpower Consortium that the formula for Title VI funding appropriations to the City of Lansing, would be \$748,163 out of a total Consortium Grant of \$1,566,191, and that it was incumbent upon the City of Lansing to conform to a January 6, 1975 timetable for Title VI implementation with hiring scheduled to begin on January 13, 1975.

As you are aware, my office sought detailed verification of the amount loosely assigned to the City of Lansing originally. My office was finally advised by the Tri-County Manpower Consortium this past Thursday, January 30, that the original grant of \$748,163 was in fact in error and that the true figure should be \$619,995, or \$128,168 less than the City was originally advised. If the original figures and schedule had been adhered to as originally demanded, by the Councilman and County Commissioner in question, the Lansing taxpayer would have been held responsible for this difference, because of an error on the part of the Consortium, the Councilman and the County Commissioner.

The originally estimated \$748,163 would have equated to approximately 125 jobs. However, as it turns out, the reduction to \$619,995 now results in the City's having to reduce the number of jobs to 89, a difference of 36.

This reduced figure was rationalized by a Tri-County Consortium Representative who attempted to convince the Manpower Coordinator and Director that a recomputation of the City of Lansing's unemploy-

ment percentages during the months of October, November and December resulted in the reduction of both total dollars and jobs.

The questions I raised in my January 3, 1975 communication to you have finally been answered to an extent, and the necessary funds provided in the proposed line item budget for Title VI to defray the city's cost of unemployment insurance. Hopefully, monies for equipment and expendable supplies necessary for program participants being brought abroad will likewise be provided by Council.

You have now been provided with copies of the total number of program positions, a total line item budget for all fringe benefits involved, and an outline of how the people to be hired under CETA Title VI will be utilized. I urge your approval of this matter, which is on the Council's Agenda, so that the employment program can proceed. However, in my opinion there is still a discrepancy in the administrative allotment being made to the City of Lansing. I urge you to affect a meeting with the Consortium Policy Board to:

- Determine why the City of Lansing is not being allotted 10% for administration of the program;
- Determine why the City of Lansing is being forced to reduce the numbers of dollars that should be used for participant salaries in order to provide for unemployment insurance;
- Determine why the City of Lansing is losing dollars to provide for the Lansing Regional Tri-County Manpower Consortium administrative expenditures and its relatively high office staff salaries.

Contrary to the opinions that have been expressed, and in spite of the politics injected by the Councilman and County Commissioner, I am convinced that those City employees directly involved in and responsible for administration of our Manpower Program have been and are doing a very commendable job. I advise you that, as of this date, well over 50% of the total number of public service positions available under the Title II modification of our manpower contract has been filled. It is anticipated that all job slots will be filled within the next 30 days. It must be realized that there is a limited number of hands available to do the necessary screening, testing and referral work in the City's Personnel Department.

Respectfully,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

The public may now address the City Council on any of the following resolutions.

You may speak only for 3-minutes on any one resolution.

No persons spoke.

RESOLUTIONS

By Committee on Redevelopment—

Resolved by the City Council of the City of Lansing

That the Mayor and City Clerk be and are hereby authorized and directed to execute a contract on behalf of the City of Lansing with John R. Snell Engineers, Inc., for the preparation of demolition specifications for Parcel 66-1 (Public Service Garage located at 600 N. Grand Avenue) Project No. 2, Mich. A-6.

Adopted by the following vote:

Unanimously.

By Committee on Redevelopment—

Resolved by the City Council of the City of Lansing:

That the Acting Redevelopment Director is hereby authorized and directed to prepare specifications for Demolition Contract No. 6, Urban Renewal Project No. 2, Mich. A-6.

Be It Further Resolved, that the Purchasing Director is hereby authorized and directed to advertise for bids for said Demolition Contract No. 6. This Demolition Contract will include parcels of property identified as:

Block	Parcel	Property Address
66	2	510-520 N. Grand Avenue
66	1	600 N. Grand Avenue
246	2	Railroad track removal east of the Grand River between Shiawassee and south of Saginaw
245	2	Billboard and railroad track removal just west of the City Market
245	4 & 5	Railroad track removal west of Parcel 245-2 and south of Shiawassee
245	6	Removal of blacktop south of Parcel 245-5

Adopted by the following vote:

Unanimously.

By Committee on Redevelopment—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has, by Ordinance No. 188, adopted a Development Plan for Urban Renewal Project No. 2, Mich. A-6, pursuant to Michigan Act 344 of the Public Acts of 1945, as amended, and

Whereas, the Urban Redevelopment Board has recommended to City Council amendments to the Development Plan of the Urban Renewal Project No. 2, Mich. A-6, and

Whereas, Michigan Act 344 of the Public Acts of 1945, as amended, requires a Public Hearing on proposed amendments or modifications to a Development Plan, and

Whereas, the recommended amendments to the Development Plan are on file in the City Clerk's Office and the Redevelopment Department for public inspection.

Now, Therefore, Be It Resolved by the City Council of the City of Lansing that a Public Hearing be held on March 10, 1975, at 7:30 p.m. in the Council Chambers, 10th Floor, City Hall, for the purpose of considering the amendments to the Development Plan for the Urban Renewal Project No. 2, Mich. A-6, and

Be It Further Resolved, that notice of the Public Hearing be published in The State Journal, mailed to the owners of private property within the Development Area, and distributed throughout the Development Area pursuant to Michigan Act 344 of the Public Acts of 1945, as amended.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has received notification from HUD that contract clarification is made on OSA-MI-05-28-1026; and

Whereas, members of the Lansing City Government met with HUD officials in Lansing on Tuesday, January 14, 1975 have mutually agreed to revise the project summary and the budget details relating to this grant; and

Whereas, these revisions will include specifically the following changes:

- A grant of \$59,000 by HUD for relocation benefits.
- The deletion of the High Street project from the grant (with the exception of \$2,550 paid for appraisal costs prior to the deletion of this project).
- The deletion of two lots from the Dodge Mansion projects and the redistribution

of funds between various line items to reflect actual incurred costs to date; and

Whereas, the City of Lansing's major share for this project remains at \$60,000 as specified in the original grant contract,

Now, Therefore, Be It Resolved that the Mayor and City Clerk are directed to sign this budget summary and subsequent contract agreement after approval by the City Attorney as to form; and

Be It Further Resolved, that the Program Coordinator is now charged with the responsibility of monitoring and coordinating this Federal Open Space Grant; and

Be It Further Resolved, that the Program Coordinator is authorized to transmit these budget changes and subsequent contracts to HUD Office in Detroit.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing must establish an administrative structure under the mandates of the Housing and Community Development Act of 1974; and

Whereas, the Mayor and City Council have determined that adequate checks and balances must be an integral part of the City of Lansing's Community Development (CD) administrative structure; and

Whereas, the City Department Heads who are involved in the implementation or development of the Community Development Plan have unanimously recommended the adoption of the administrative structure as outlined in their January 28, 1975 letter to Council;

Now, Therefore, Be It Resolved that the Mayor and Council hereby concur in the recommendations submitted by the department heads to Council through the aforementioned letter; and

Be It Further Resolved, that the Mayor and Council approve the document entitled Summary of Organizational Responsibilities and the schematic of the Community Development Administrative Structure as described in the attached enclosures except where modified below; and

Be It Further Resolved, that the City Attorney shall prepare the necessary ordinance and resolutions to establish the Office of Evaluation and the Department of Community Development Management in accordance with the general functional definitions and elements enumerated in the Technical Planning Committee report of January 23, 1975, under Section J, and the

Summary of Organizational Responsibilities heretofore referenced; and

Be It Further Resolved, that the City Attorney is hereby directed to prepare the appropriate ordinances required to re-define, reconstitute and transfer certain of the functions currently exercised and performed by the Board of Urban Redevelopment and City Demonstration Agency to the control and supervision of the Departments of Housing and Redevelopment and Human Resources respectively, closely complying with the duties outlined in the Summary of Organizational Responsibilities referenced above and the first directors of these new departments shall be those persons currently serving as directors of the Board of Urban Redevelopment and the City Demonstration Agency; and

Be It Further Resolved, that the City Attorney is hereby directed to prepare appropriate ordinances consistent with State law to reconstitute the Urban Redevelopment and Model Cities Policy Boards as advisory boards to the Department of Housing and Redevelopment and the Department of Human Resources respectively, complying as closely as possible with the 8-member format contained in the City Charter; and

Be It Further Resolved, that the City Attorney shall draft an appropriate ordinance empowering the Mayor to appoint the Director of the Department of Community Development Management subject to the confirmation of the City Council and directing that department to report administratively to the Mayor, subject to the policy direction established by the City Council through resolutions of that body; and

Be It Further Resolved, that the Director of the Office of Evaluation shall be appointed by the Council and the resolution drafted by the City Attorney will reflect that periodic project evaluations will be provided to the Office of Community Development Management and program evaluation will be provided on a semiannual basis to the Mayor, City Council and C. D. Management Department; and

Be It Further Resolved, that pending the passage of the enabling ordinance for the Community Development Management Department herein specified, the Mayor be and hereby is empowered to appoint an Acting Director of the Department of Community Development Management whose tenure shall terminate upon the permanent appointment of said Department Head. This Acting Director shall have the authority to perform the following functions in cooperation with concerned departments:

- (a) Determination of Staffing Requirements for the Department of Community Development Management, Human Resources, Housing and Redevelopment, and the Office of Evaluation,
- (b) Determination of Space Requirements for the Department of Community De-

- velopment Management, Human Resources, Housing and Redevelopment, and the Office of Evaluation,
- (c) Assist in preparing Job Descriptions for Department of Community Development Management,
 - (d) Preparation of Departmental Budgets funded with Community Development Funds,
 - (e) Preparation of Operating Policies,
 - (f) Assist in the drafting of the Enabling Ordinances,
 - (g) Assist in the finalization of the CD Application,
 - (h) Performance of other germane tasks necessary to execute the Community Development Plan;

Said Acting Director may utilize staff of the CDA and the Board of Urban Redevelopment as required and all City Departments are instructed to fully cooperate with the Acting Director in the acquitting of these responsibilities; and

Be It Further Resolved, that the Personnel Director is hereby authorized and directed to work with the Acting Director of the Department of Community Development Management, the current CDA Director and the Acting Redevelopment Director in preparation of staffing patterns and job descriptions for the new departments or offices referenced above under the Community Development program plan for the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the Housing and Community Development Act of 1974 requires that citizens participate in the development of a Community Development application, and

Whereas, city-wide public hearings have been held regarding the preparation of that application, and

Whereas, a public hearing will be held prior to final City Council approval of that application, and

Whereas, the Technical Planning Committee recommended a Citizen Participation Process for Community Development,

Therefore, Be It Resolved, that in accordance with procedures outlined in Section 4 of Act No. 344 of the Public Acts of 1945, as amended, that

- 1. A Citizen District Council be established in each Community Development Neighborhood Development area.
 - 2. Members of the Citizen District Council be determined by a combination of election and appointment.
 - 3. A City Coordinating Council be formed.
- And Be It Further Resolved, that
- 1. The Coordinating Council serve as an Advisory Committee to all City Departments (staffs of boards) involved in planning and implementation of Community Development.
 - 2. There be established procedures to involve, elect, appoint, and organize the District and Coordinating Councils.
 - 3. City-wide hearings be held in the four quadrants of the City prior to the submission of the annual Community Development application.
 - 4. A public hearing be held by City Council prior to final Council approval of the annual Community Development application.
 - 5. The Coordinating Council is not intended to supplant any City Board, and

Be It Finally Resolved, that the Technical Planning Committee is directed to detail these procedures for inclusion in the Community Development application.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the Housing and Community Development Act of 1974 requires the participation of citizens in the preparation of the Community Development application, and

Whereas, the Citizens Participation Process for Community Development requires a public hearing prior to final City Council approval of that application,

Now, Therefore, Be It Resolved that the City Council establishes a date for said hearing on February 18, 1975, at 7:00 p.m. in the Council Chambers, 10th floor, City Hall, and

Be It Further Resolved, that the Technical Planning Committee is directed to advertise and promulgate the notice of said hearing.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City Council of the City of Lansing established by resolution of September 23, 1974, a Technical Planning Committee (TPC) to develop a plan for the expenditures of funds allocated to the City under the Housing and Community Development Act of 1974; and

Whereas, the City Council authorized the TPC to conduct several City-wide public hearings and receive input from agencies throughout the community regarding their priority objectives for the Community Development Program in Lansing; and

Whereas, the City Council has previously concurred in a general policy for the Community Development Program that shall emphasize a directed effort to contain deteriorating and blighting influences in the residential areas of the City; and

Whereas, the TPC has determined cost estimates to implement a housing strategy within the general areas set forth in the City Council resolution of December 23, 1974; and

Whereas, the TPC has concluded several months of extensive research into the housing and supportive service needs for these geographic priority areas;

Now, Therefore, Be It Resolved that the City Council adopts a housing strategy concentrating upon techniques of major rehabilitation to improve the community's housing stock;

Now, Therefore, Be It Further Resolved that the City Council accepts and concurs in the housing priority areas and supportive service projects outlined in the attached documents labeled:

1. Strategy I—Housing Costs Revised
2. Neighborhood Improvement Cost Break-down
3. Housing Strategy I—Supportive Service Costs Revised
4. Revised Budget Recapitulation Sheet

Now, Therefore, Be It Further Resolved that the City Council accepts these recommendations only for the purpose of providing the basis for public comments at the forthcoming Public Hearing scheduled for February 18, 1975, and nothing in this resolution is intended to designate any specific geographic areas for treatment until February 24, 1975, when the application for Community Development funding will be finalized, but subject to change as a result of public comments at the hearing on February 18, 1975.

Adopted by the following vote:

Unanimously.

By Committee on Personnel—

Resolved by the City Council of the City of Lansing:

Whereas, the CETA Screening Committee was constituted and appointed by the City Council, having met, analyzed, reviewed and modified all Prime Contractor and Sub-Contractor requests for positions under the proposed and approved CETA Title VI contract; and

Whereas, said Committee has given particular and specific attention to the areas of reasonable and logical classification and wage levels in accordance with the City's existing Classification and Compensation Plan relationships;

Now, Therefore, Be It Resolved the numbers of positions and the Classifications to be funded under CETA Title VI program shall be as enumerated upon the attached list which is herewith made a part of this resolution, and

Be It Further Resolved, that the total number of positions to be authorized under the CETA Title VI program shall now be 89 and the total dollars shall be \$619,995.00.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and Community Design Center has entered into an agreement to provide for the planning and delivery of Manpower Services pursuant to the Comprehensive Employment and Training Act of 1973, Title II, Public Service Employment Program, and

Whereas, the City has received funding in the amount of \$1,090,458.00 for Public Service Employment which is to be used to help meet the Public Service needs of the community. The emphasis is on transitional employment, jobs which are likely to lead to regular non-subsidized employment or opportunity for continued training. These jobs should be provided in occupational fields which are most likely to expand within the public or private sector when the unemployment rates recede in the community.

Whereas, private non-profit agencies are now eligible for funding under Title II. This action is in conformity with the United States Department of Labor Manpower Administration directive recently received.

Whereas, potential applicants for all positions funded under CETA must be properly certified by the Michigan Employment Security Commission located at 3215 South Pennsylvania before they can be

offered a Public Service Employment position under Title II of the Comprehensive Employment and Training Act of 1973.

Whereas, further applicants are limited to persons who have been unemployed for a minimum period of 30 days. All jobs under this act cannot exceed a yearly salary of \$10,000 plus applicable fringes.

Now, Therefore, Be It Resolved that the City of Lansing has agreed to provide funding to the Community Design Center for the following positions:

Clerk Typist II.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and Greater Lansing Urban League has entered into an agreement to provide for the planning and delivery of Manpower Services pursuant to the Comprehensive Employment and Training Act of 1973, Title II, Public Service Employment Program, and

Whereas, the City has received funding in the amount of \$1,090,458.00 for Public Service Employment which is to be used to help meet the Public Service needs of the Community. The emphasis is on transitional employment, jobs which are likely to lead to regular non-subsidized employment or opportunity for continued training. These jobs should be provided in occupational fields which are most likely to expand within the public or private sector when the unemployment rates recede in the community.

Whereas, private non-profit agencies are now eligible for funding under Title II. This action is in conformity with the United States Department of Labor Manpower Administration directive recently received.

Whereas, potential applicants for all positions funded under CETA must be properly certified by the Michigan Employment Security Commission located at 3215 South Pennsylvania before they can be offered a Public Service Employment position under Title II of the Comprehensive Employment and Training Act of 1973.

Whereas, further applicants are limited to persons who have been unemployed for a minimum period of 30 days. All jobs under this act cannot exceed a yearly salary of \$10,000 plus applicable fringes.

Therefore, Be It Resolved, that the City of Lansing has agreed to provide funding to the Greater Lansing Urban League for the following positions:

Clerk Typist I

Researcher II

Program Coordinator III

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT V

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That the supplementary special assessment roll for sidewalks built in various sections of the City of Lansing:

Assessment Roll No. 14-B—

Various sections of the City of Lansing, as returned by the City Assessor be and the same is hereby ratified and confirmed, and that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to refund to all persons who have paid said tax as originally assessed the pro rata amount of difference as shown in said supplementary roll, and collect all unpaid tax as shown on said roll on or before May 3, 1975.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$1,786,615.94.

Signed:

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
JAMES D. BLAIR,
WILLIAM A. BRENKE,
Committee on Finance.

Adopted by the following vote:

Unanimously.

By Councilman May—

Resolved by the City Council of the City of Lansing:

That the rule prescribed in Sec. 5.5 (g) of the Charter relative to considering business not on the agenda, be waived.

Carried.

REPORT OF COMMITTEE

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the request of Douglas J. and Teresa A. Seely for transfer of ownership of 1974 Class "C" license at 910 West Saginaw St. from Vasil and Lenka H. Dimitroff, reports as follows:

That the request be approved, having received the signatures of the required departments.

Signed:

ROGER T. MAY,
LUCILE BELEN,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

By Buildings and Properties Committee—

Resolved by the City Council of the City of Lansing:

Whereas, Act 223, P.A. 1909 as last amended by Act 196, P.A. 1970, provides for the conveyance of State-owned tax-reverted lands to municipal units for public purposes; and

Whereas, the following described land is under the jurisdiction of the State of Michigan, Department of Natural Resources and is available for acquisition under the provisions of the above mentioned acts:

"N. 17 ft. of Lot 11 & S. 16 ft. of Lot 12, Block 1, Handy Home Addition, City of Lansing"; and

Whereas, the City of Lansing desires to acquire said land for a public purpose in accordance with Option No. 2;

Now, Therefore, Be It Resolved that the City of Lansing is authorized to make application to the State of Michigan, Department of Natural Resources, Lands Division, for conveyance of said land to the City of Lansing for a nominal fee, plus the State's maintenance costs; and

Further, Be It Resolved that the City of Lansing shall set up necessary procedures and controls to provide for the proper distribution of funds arising from the subsequent sale of the acquired land in conformity with the above mentioned acts.

Adopted by the following vote:

Unanimously.

Gus Calicatsos, 2712 E. Grand River Ave., spoke relative his property at Saginaw and Hayford Streets, Lots 77 and 78.

Russell Bowling, 224 Hill St., spoke relative left turns at Michigan and Pennsylvania Aves.; street name changes; improvements at Civic Center; and other traffic changes.

Jack Midgley, 3006 Manley Dr., spoke and thanked Councilman Brenke for his help for the persons in the south part of Lansing. Mr. Midgley is from the Forest View area and stated that in the future there will be needs to this section of the city and hopes a close look will be taken in the future.

Council adjourned at 8:15 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

February 3, 1975

F/B

CITY CLERK'S OFFICE
Room 921, City Hall
Lansing, Michigan 48933

BULK RATE
U. S. POSTAGE
PAID
Permit No. 1461
Lansing, Michigan

Address Correction Requested

89

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, February 10, 1975

CITY COUNCIL ROOMS

Lansing, Michigan
February 10, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Anas, Belen, Blair, Brenke, Ferguson, Gunther, May, McKane—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Gunther.

Pledge of Allegiance was given by Susan Billman, Vice-President of Sexton High Student Council.

The record of the previous session was approved as printed.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

PUBLIC DRIVER — Beverly Ann Levay.

CABARET — Costa's Kitchen.

WRECKER — Mt. Hope "76."

Referred to Committee on Ordinance and Contracts.

Invitation from the Board of Trustees of Ingham Medical Center to an Open House for the new Ingham Medical Professional Center and Out-Patient Clinics on February 16, 1975.

Referred to Mayor's Office, City Councilmen and Department Heads.

Claim filed by John Russell for damage and towing of motorcycle.

Referred to City Attorney and Police Department.

Request from George R. Byrnes for preliminary approval of Sunset Hills No. 9 plat.

Referred to Planning Board and Public Service Board.

Request from American Cancer Society to conduct two fund raising events in the City of Lansing (April 27 through May 4 and May 16-17, 1975).

Referred to Committee on City Affairs.

Request from Michigan Licensed Beverage Association for special 24-hour liquor permit for March 10, 1975 at Civic Center.

Referred to Committee on City Affairs.

State of Michigan—Department of State Highways and Transportation submits control section installation of overheight detectors on Pennsylvania Avenue at the GTW Railroad near Potter Park.

Referred to Committee on Public Service and Highways.

Letter from Michigan Dental Association in regard to plans concerning the operation of the North Grand Avenue parking ramp in the event that the Spira Mart is built.

Referred to Committee on Buildings and Properties.

Letter from Greater Lansing Legal Aid Bureau Inc. in regard to funds for Community Development Act.

Referred to Committee of the Whole.

Letter from State of Michigan—Department of State Highways and Transportation in regard to excess property.

Referred to Committee on Public Service and Highways.

Ingham County Drain Commission submits rules and fee schedule for Soil Erosion and Sedimentation Act of 1972 as amended.

Referred to Director of Public Service.

Reniger Construction Co. submits questions in regard to the closing of the Michigan Avenue Bridge.

Referred to Public Service Director and Traffic Director.

REPORT OF COMMITTEES

The Committee on ORDINANCE AND CONTRACTS approves the following applications and bonds for licenses:

CABARET — Costa's Kitchen.

WRECKER — Mt. Hope "76."

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the public drivers application for Beverly Ann Levay, reports as follows:

That said application be denied inasmuch as it was not approved by the Chief of Police.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the Ordinance of the City of Lansing providing for the repeal of Chapter 17A of the Code and declaring same to be null and void and of no effect, reports as follows:

That said ordinance be passed.

Signed:

LUCILE BELEN,
JACK D. GUNTHER,
ROGER T. MAY,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the Ordinance of the City of Lansing providing that the Code of Ordinances be amended by adding a New Chapter to be numbered 9A and by adding sections numbered 9A-1 through 9A-15 inclusive of said code, reports as follows:

That said ordinance be passed.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Michigan Licensed Beverage Association for permission to serve alcoholic beverages at the Lansing Civic Center on March 10, 1975, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of the Ingham County Unit of the American Cancer Society for permission to conduct a (1) door-to-door fund raising by volunteers during the week of April 27 through May 4, 1975, and (2) the annual Carnation Sale on City streets on Friday, May 16, and Saturday, May 17, 1975, reports as follows:

The Committee recommends permission be granted upon the making renewal of the solicitors permit at the City Clerk's office.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred the rezoning petition Z-63-74—6253 South Logan Street from "A" One Family Residence District to "C" Two Family Residence District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred the rezoning petition Z-62-74 for property at 416 and 426 West St. Joseph Street and 609 South Chestnut St. from "D" Apartment District to "D-1" Professional Office District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred the rezoning petition Z-65-74 for property at 909 West Holmes Road from "J" Parking District to "F" Commercial District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

Director of Finance submits Municipal Parking System quarterly report.

Received and placed on file.

February 5, 1975

Honorable Mayor and Members

of the Lansing City Council

Lansing, Michigan

Re: Claim of James Robert Caylor—car damaged when city employee backed up an end-loader and hit car

Gentlemen:

Your City Attorney, to whom was referred the above claim, has made an investigation thereof and, on that basis, recommends that the same be allowed in the amount of \$90.52. It appears that there may have been some negligence on the part of the City.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Ferguson—

That we concur in the recommendation of the City Attorney and the City Clerk be and she is hereby directed to draw a warrant on the City Treasurer in the amount of \$90.52 payable to James Robert Caylor.

Carried.

February 6, 1975

Honorable Mayor and Members

of the Lansing City Council

Lansing, Michigan

Re: Claim of Wanetta Toman—Tree removed by City

Gentlemen:

Your City Attorney, to whom was referred the above claim, has made an investigation thereof and, on that basis, recommends that the claim not be allowed. The

City, in removing a dangerous tree, was acting within its emergency powers.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Ferguson—

That we concur in the recommendation of the City Attorney.

Carried.

February 6, 1975

Honorable Mayor and Members

of the Lansing City Council

Lansing, Michigan

Re: Stefan Scyszkosi et al v City of Lansing

Gentlemen:

As I informed you last week, I believe that the above captioned matter should be referred to outside counsel since I own property in the Marscot subdivision which is listed with Warner Realty. While I do not believe that any actual conflict would exist, I feel that the appearance of justice would best be served if I did not handle this matter for the City. I have contacted four law firms regarding this matter and received written proposals from two of them. I recommend that you retain Maurice E. Schoenberger in this matter.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Ferguson—

That we concur in the recommendation of the City Attorney.

Carried.

February 6, 1975

Honorable Mayor and Members

of the Lansing City Council

Lansing, Michigan

Gentlemen:

I have reviewed the communication from Continental Cablevision concerning possible changes in the design of their system. It is my recommendation that you reconvene the Technical Committee and to seek their opinion on this matter and, further, that you provide that Committee with a budget of \$3,000 to hire, if necessary, an engineering consultant. If such a consultant is

hired he should be a person who has had no connection with either the Technical Committee, Continental Cablevision, or any of the applicants who have previously sought franchises in Lansing.

Because any design changes in the system will delay the time when the system is actually put into use, I recommend that the Technical Committee be instructed to return its report to you on March 5, 1975 and that a final decision be reached in this matter not later than March 17, 1975, and that during such period of time Continental be excused from any delay caused by our consideration of this matter.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Ferguson—

That we concur in the recommendation of the City Attorney.

Carried.

February 5, 1975

Mayor Gerald W. Graves
and Members of the City Council
Lansing, MI

Gentlemen:

Attached please find a copy of a response to Mr. Kenneth Hough, President, Tri-County Landlord's Association. Said letter refers to the increase in the per unit inspection fee for multiple dwellings.

Sincerely,

JAMES W. KZESKI,
Building Commissioner.
City of Lansing.

Received and placed on file.

February 5, 1975

Honorable Mayor and Members
of the City Council
City Hall

Lansing, Michigan 48933

Gentlemen:

Attached please find letter and proclamation from the City Clerk of Highland Park relative to "Municipal Clerks Week."

Sincerely,

(Miss) THEO FULTON,
City Clerk.

Referred to Mayor and Committee of the Whole.

February 6, 1975

Honorable Mayor and City Council
City Hall

Lansing, Michigan

Gentlemen:

Attached is a proposed Lease Agreement between ACF Industries and the City of Lansing for the leasing of Two (2) Thirty Ton Chlorine Cars.

I would recommend that the Mayor and the City Clerk be authorized to sign this Agreement after the approval as to form by the City Attorney.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

February 6, 1975

Honorable Mayor and City Council
City Hall

Lansing, Michigan

Gentlemen:

Attached is a proposed agreement for Engineering Services between Capitol Consultants, Inc. and the City of Lansing, for the East Side Sewer Study in an area bounded by Michigan Avenue, Clippert Street, I-496, and Clemens Avenue.

I would recommend that the Mayor and the City Clerk be authorized to sign this Agreement after the approval as to form by the City Attorney.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

February 6, 1975

Honorable Mayor and
Members of City Council
City of Lansing

Re: River Front Acquisition

Gentlemen:

The Michigan Highway Department has notified the City of its intent to sell an 8,200 square foot parcel of land at the east end of St. Joseph Street. The site has 90

feet frontage on the Grand River with access from River Street Park and Board of Water and Light property. The Highway Department is requiring \$500.00 for the parcel.

The Park Board has reviewed the acquisition and recommends it be purchased. Its ownership by the City is consistent with our land policy and it could be a benefit to our park development along the river.

Thank you.

Respectfully submitted,

THEODORE J. HASKELL,
Director of Parks and
Recreation.

Referred to Committee on Buildings and Properties and Committee on Parks and Recreation.

February 6, 1975

Honorable Mayor
and City Council
City Hall
Lansing, Michigan

Subject: B-74-256 Pumping Engine

Gentlemen:

Five bids for the purchase of one (1) 1,250 G.P.M. pumping engine for the Lansing Fire Department were opened at 3:00 p.m., E.S.T. on Tuesday, November 5, 1974.

FMC Corporation

Proposal No. 1\$64,393.00
No. 2\$56,363.00

Hahn Fire Apparatus\$67,850.00

Mack Trucks\$67,930.63

Ward LaFrance Corp.\$68,836.00

Seagrave Fire Apparatus\$76,566.00

We recommend the rejection of all bids because funds are not available.

Respectfully submitted,

VAUGHAN L. McKINCH,
Purchasing Director,

CARL W. BARRATT,
Chief of Fire Department.

Referred to Committee on Public Safety.

REPORT OF COMMITTEE

The Committee on PUBLIC SAFETY, to whom was referred the recommendation of the Purchasing Director and the Chief of

the Fire Department that all bids received for the purchase of one 1,250 G.P.M. pumping engine for the Lansing Fire Department be rejected, reports as follows:

The Committee concurs in the recommendation.

Signed:

TERRY J. McKANE,
ROGER T. MAY,
JOHN T. ANAS,
JOEL I. FERGUSON,
WILLIAM A. BRENKE,
Committee on Public Safety.

By Councilman McKane—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

February 6, 1975

Honorable Mayor and Members of
the Lansing City Council
Gentlemen:

This is to advise you that the February 1975 meeting of the Traffic Board has been canceled because of the lack of agenda items.

Sincerely,

LANSING TRAFFIC BOARD,
Raymond O. Severy,
Secretary.

Received and placed on file.

February 6, 1975

Honorable Mayor and City Council
City Hall
Lansing, Michigan
Gentlemen:

The Board of Public Service to whom was referred the Preliminary Plat of Marscot Meadows No. 5 Subdivision recommends approval, since storm and sanitary sewers are available to serve this site, and subject to the filing of the required petitions for these improvements.

Respectfully submitted,

BARBARA GARLOCK,
Secretary.

Referred to Committee on Public Service and Highways.

February 6, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

The Board of Public Service to whom was referred the Preliminary Plat of Summerhill Subdivision recommends approval of Summerhill Subdivision No. 1, subject to the determination of the City Engineer that the existing storm and sanitary sewers on the site will drain all the property within this proposed subdivision, and that the existing drain across this property be protected during construction, and subject to the filing of the Letter of Intent for the required sewer installation.

Respectfully submitted,

BARBARA GARLOCK,
Secretary.

Referred to Committee on Public Service and Highways.

February 6, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

The Board of Public Service to whom was referred the request from the School Board for the vacating of Curry Lane, recommends that said vacation be approved, subject to the dedication of the required right of way for a turn-around at the westerly end of Curry Lane, and subject to satisfactory financial agreement for the paving and widening of the E/W portion of Curry Lane and turn-around.

Respectfully submitted,

BARBARA GARLOCK,
Secretary.

Referred to Committee on Public Service and Highways.

February 6, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

The Board of Public Service to whom was referred the request from Progressive Realty Co. to abandon a portion of Joshua St. extension, recommends approval subject to

retention of easements for all required utilities, and that prior to vacating, the Board of Water & Light's signature on the petition would be required, and subject to the City Attorney's opinion on the legality of the proposed vacation, and that the Traffic Engineer's approval be secured prior to this vacation.

Respectfully submitted,

BARBARA GARLOCK,
Secretary.

Referred to Committee on Public Service and Highways.

February 6, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

The Board of Public Service to whom was referred the request for the vacating of Kingsley Court, between Huron St. on 1201 Kingsley, recommends approval subject to the following amendment, that the limits of the proposed vacation be revised to read from the East line of Huron St. to the East line of 1205 Kingsley Ct., the remaining portion of this property has not been purchased by the City at the present time.

Respectfully submitted,

BARBARA GARLOCK,
Secretary.

Referred to Committee on Public Service and Highways.

February 6, 1975

P-1-75

Summerhill Subdivision—

Preliminary Plat

Honorable Mayor and

Members of City Council

Gentlemen:

The Planning Board, at their February 4, 1975 meeting, gave tentative approval and recommended that City Council give tentative approval of the Preliminary Plat of Summerhill Subdivision, subject to the following conditions:

- 1) That the final plat be developed with all public improvements as required by the Michigan State Plat Act and the Lansing Subdivision Regulations.
- 2) That all lots are graded so that surface water shall drain therefrom to the street.

- 3) That the necessary easements be provided for the installation of public utilities.
- 4) That street names and street widths be shown on the face of the Plat at the time of final preliminary submission.
- 5) That the reports from all public agencies be complied with.

The Board believes that approval of this Plat will encourage land development in accord with the land use development currently being developed with the Lewton Neighborhood Committee. This Plan takes into consideration existing land development, streets, public utilities, and facilities.

There was one person present at the February 4, 1975 meeting in opposition to the proposed road alignment.

This recommendation was by a 6 yeas, 1 nay vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

February 6, 1975

P-2-75

Marscot Meadows No. 5—

Preliminary Plat

Honorable Mayor and

Members of City Council

Gentlemen:

The Planning Board, at their February 4, 1975, meeting, gave tentative approval, and recommended that City Council give tentative approval, to the Preliminary Plat of Marscot Meadows No. 5 Subdivision subject to the following conditions:

- 1) That the Final Plat be developed with all public improvements as required by the Michigan State Plat Act and the Lansing Subdivision Regulations.
- 2) That all lots are graded so that surface water shall drain therefrom to the street.
- 3) That the necessary easements be provided for the installation of public utilities.
- 4) That street names and street widths be shown on the face of the Plat at the time of final preliminary submission.
- 5) That the reports from all public agencies be complied with.

The Board believes that the proposed subdivision will insure that streets, public

utilities, and facilities are available for future land development.

There was no one present at the February 4, 1975 public hearing in opposition to the request.

This recommendation was by unanimous vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

February 6, 1975

ROW-1-75

Vacation of Kingsley Court

Honorable Mayor and

Members of City Council

Gentlemen:

The Planning Board, at their February 4, 1975 meeting, recommended to City Council that the request to vacate Kingsley Court between Huron Street and 1201 Kingsley Court be approved subject to the following:

- 1) That the property located at 1201 Kingsley Court be acquired by the City, or satisfactory sewer connections be made to the east until such time as the property is cleared.
- 2) That the Public Service Department investigate the possibility of providing sanitary sewers for 1139 and 1201 Kingsley Court from another line. If that is not possible, then the property in question shall be acquired by the City.

The Kingsley Place Master Site Plan, which was approved by the Planning Board on January 30, 1974, calls for the vacation of Kingsley Court, in final implementation of that Plan.

This recommendation was by unanimous vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

February 6, 1975

Z-66-74

2118-2120 West Jolly Road

Honorable Mayor and

Members of City Council

Gentlemen :

The Planning Board, at their February 4, 1975 meeting, recommended to City Council that the petition to rezone property at 2118 to 2120 West Jolly Road from "E" Drive In Shop District, "J" Parking District, and "A-1" Family Residential District to "F" Commercial District be approved.

The Board believes that the change of zoning will promote upgrading of the site, which is presently developed with a neglected service station. The change will also promote the removal of the existing grocery store which encroaches into the intersection of Pleasant Grove Road and Jolly Road.

It is further recommended that landscape, screening, and fencing be provided, with the plan to be approved by the Planning Department prior to issuance of occupancy permits. The proper improvements will insure that land use compatibility is maintained.

There was no one present at the February 4, 1975 public hearing in opposition to this request.

This recommendation was by unanimous vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

February 6, 1975

Honorable Mayor and
Members of City Council

Re: ACT-2-75, Henry North Elementary School

Gentlemen :

This is to inform you of action taken by the Planning Board at their meeting of February 4, 1975. The Board, acting under its powers contained in Public Act 285 (1931), reviewed the character, location, and extent of the proposed Henry North Elementary School at the request of the Lansing School District.

The Planning Board recommended approval of the proposed school subject to the elimination of automobile and bus access from Justice Street. It is the opinion of the Board that access from Justice Street would adversely affect residential living conditions, principally through an increase of traffic activity.

Under separate cover we have forwarded our remarks to the President of the Lansing School Board.

Respectfully submitted,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning and Committee on Public Service and Highways.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING RESOLUTIONS—YOU MAY SPEAK ONLY FOR 3-MINUTES ON ANY ONE RESOLUTION.

James K. Nelson, 403 Regent St. spoke to resolution No. 10, relative to East Side Community Center at Hunter Park. He spoke opposing the Community Center.

Harold Wright, 501 S. Holmes St. spoke in favor of a Community Center at Hunter Park.

Karen Gierman, 607 Clifford St. spoke in favor of a Community Center at Hunter Park.

James A. Mead, 426 Clifford St. spoke opposing the Community Center at Hunter Park.

Robert Hull, 1229 Hickory St. spoke in favor of Community Center in Hunter Park.

Martin DeWitt, 1418 Elizabeth St. spoke.

Councilman May asked the Traffic Engineer to investigate the traffic conditions at the corner of E. Kalamazoo and Holmes Streets.

RESOLUTIONS

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That the proposed Lease Agreement between ACF Industries and the City of Lansing for the leasing of Two (2) Thirty Ton Chlorine Cars, be approved, and

That the Mayor and City Clerk be authorized to sign this Agreement upon certification of the City Controller as to the availability of funds, and after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That the proposed Agreement between Capitol Consultants, Inc. and the City of Lansing, for Engineering Services for the East Side Sewer Study in an area bounded by Michigan Avenue, Clippert Street, I-496, and Clemens Avenue, be approved, and

That the Mayor and City Clerk be authorized to sign this Agreement upon certification of the City Controller as to the availability of funds, and after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing approved by Resolution of July 16, 1973 the submission to the Urban Mass Transportation Administration for a Capitol Grant to provide for the purchase of nine new 45-passenger transit buses and the improvement of the CATA garage and office facilities; and,

Whereas, the City of Lansing is required to execute a contract with the Michigan State Highway Commission to permit Lansing to proceed to issue bids to execute said contract;

Now, Therefore, Be It Resolved that the Mayor be directed to sign the contractual documents after approval by the City Attorney as to form; and,

Be It Further Resolved that the Program Coordinator is authorized to submit these documents to the Michigan State Highway Commission.

Adopted by the following vote:

Unanimously.

By Committee on Personnel—

Resolved by the City Council of the City of Lansing:

Whereas, pursuant to Ordinance 373 the Director of the Planning Department has designated Vernon C. Fountain, Zoning Administrator, William Dunlap, Zoning Officer, and Rodney Fink, Zoning Inspector as the persons responsible for affixing violation notices on motor vehicles, trailers or watercraft parked or placed in violation of said ordinance; and

Whereas, City Council has found such personnel are of suitable capacity;

Now, Therefore, Be It Resolved that Vernon C. Fountain, William Dunlap and Rodney Fink are hereby authorized to affix violation notices on motor vehicles, trailers, or watercraft found placed or parked in violation of Ordinance 373.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and Greater Lansing Safety Council has entered into an agreement to provide for the planning and delivery of Manpower Services pursuant to the Comprehensive Employment

and Training Act of 1973, Title II, Public Service Employment Program, and,

Whereas, the City has received funding in the amount of \$1,090,458.00 for Public Service Employment which is to be used to help meet the Public Service needs of the community. The emphasis is on transitional employment, jobs which are likely to lead to regular unsubsidized employment or opportunity for continued training. These jobs should be provided in occupational fields which are most likely to expand within the public or private sector when the unemployment rates recede in the community.

Whereas, private non-profit agencies are now eligible for funding under Title II. This action is in conformity with the United States Department of Labor Manpower Administration directive recently received.

Whereas, potential applicants for all positions funded under CETA must be properly certified by the Michigan Employment Security Commission located at 3215 South Pennsylvania before they can be offered a Public Service Employment position under Title II of the Comprehensive Employment and Training Act of 1973.

Whereas, further applicants are limited to persons who have been unemployed for a minimum period of 30 days. All jobs under this act cannot exceed a yearly salary of \$10,000 plus applicable fringes.

Now Therefore Be It Resolved, that the City of Lansing has agreed to provide funding to the Greater Lansing Safety Council for the following positions:

—Clerk Typist II

—Researcher II

—Program Coordinator III.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

That the Mayor and City Clerk be authorized to sign all contracts pursuant to the Comprehensive Employment and Training Act of 1973, Title VI, Emergency Jobs Act for the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee on Finance and Committee on Public Safety—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing received bids for a squad fire truck, B-73-914, on March 27, 1973; and

Whereas, the City of Lansing accepted the low bid of forty-four thousand two hundred nineteen and 00/100 dollars (\$44,219.00) by the American Fire Apparatus Company for this truck; and

Whereas, said Company has submitted a request that the original contract price be increased by seven thousand nine hundred fifty-nine and 42/100 dollars (\$7,959.42), which represents an eighteen percent (18%) increase over the bid price; and

Whereas, said Company has also requested that modifications be made in the schedule for payments for such vehicle; now, therefore, be it

Resolved, that the City of Lansing requests the request of American Fire Apparatus Company for an increase over the original contract price and affirms its intention to accept delivery of this vehicle at the bid price; and be it

Further Resolved, that the City of Lansing agrees to modify the schedule of payments for such squad fire truck as outlined in the proposed "Supplemental Agreement" provided, however, that final payment will not be made until there is an unconditional acceptance of this vehicle in the City of Lansing by the Lansing Fire Department.

Adopted by the following vote:

Unanimously.

By Committee on Parks and Recreation—

Resolved by the City Council of the City of Lansing:

Whereas, the Michigan Department of Natural Resources and the Bureau of Outdoor Recreation have committed \$111,500 and \$190,000 respectively for the Washington Park Artificial Ice Rink, and

Whereas, \$80,000 has been budgeted by the City of Lansing for its share of the project, and

Whereas, the City Council has authorized the project to proceed by approving an architect for the facility, and

Whereas, contracts required for implementing the project have now been received from the state and federal agencies, now

Therefore Be It Resolved, that after approval by the City Attorney as to form, the Mayor and City Clerk be authorized to sign these contracts on behalf of the City.

Adopted by the following vote:

Unanimously.

By Committee on Parks and Recreation—

Resolved by the City Council of the City of Lansing:

Whereas, Central Advertising Company has requested a lease of certain parcels of park department land, now held in reserve (MSHD Parcel C), for the purpose of erecting three outdoor advertising structures, and

Whereas, the Park Board has recommended to the City Council that Central Advertising Company be granted permission to place the signs provided that the proper arrangements can be made.

Now, Therefore, Be It Resolved, that the City Council approve the recommendation of the Park Board to lease three sign sites on MSHD Parcel C, provided:

1. That the lease agreement be for a period not to exceed three years with options to renew if the land is not yet needed for park purposes.
2. That the revenues be fixed at fair market value for such leases.
3. That all revenues be deposited in a special trust account and earmarked for eventual development of the park.
4. That the signs conform to State and City regulations.

Be It Further Resolved, that the City Attorney, Property Manager, and Director of Parks and Recreation be authorized and directed to negotiate specific terms and prepare the lease agreement, and that the City Controller provide for the setting up of an appropriate trust fund account and for the receipt of revenues into it, and

Be It Further Resolved, that upon approval of the lease by the City Attorney, that the Mayor and City Clerk be authorized and directed to sign on behalf of the City.

Adopted by the following vote:

Unanimously.

By Public Service and Highways, and Buildings and Properties Committees—

Resolved by the City Council of the City of Lansing:

Whereas, Act 223, P.A. 1090 as last amended by Act 196, P.A. 1970, provides for the conveyance of State-owned tax-reverted land to municipal units for public purposes, and

Whereas, (the following described property) is under the jurisdiction of the State of Michigan, Department of Natural Resources and is available for acquisition

under the provisions of the above mentioned acts,

3301 06 428 001

Parcel A

Com at intersection E line Westbury Rd. and S'y line Delta River Dr., th S 263.6 ft., E'y 2 ft., N to S line Delta River Dr., W'y to beg.; SEC. 6, T4N, R2W,

and

Whereas, (City of Lansing) desires to acquire said land for purposes of public use and street right-a-ways,

Now Therefore Be It Resolved that (the City of Lansing) is authorized to make application to the State of Michigan, Department of Natural Resources, Land Division, for conveyance of said land to (The City of Lansing) for a nominal fee, plus the State's maintenance costs, and

Further Be It Resolved that (The City of Lansing) shall set up necessary procedures and controls to provide for the proper distribution of funds arising from the subsequent sale of the acquired property in conformity with the above mentioned acts.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

P-4-74

Tecumseh Riverview Subdivision

Whereas the Preliminary Plat of Tecumseh Riverview Subdivision has been submitted for tentative approval; and

Whereas the Planning Board, pursuant to Act 285, Public Acts 1931, has approved and recommended that City Council tentatively approve the Preliminary Plat subject to the following conditions:

- 1) That the Final Plat be developed with all public improvements as required by the Lansing Subdivision Regulations and the Michigan State Plat Act.
- 2) That all lots be graded so surface water will drain therefrom so as not to adversely affect adjacent properties.
- 3) That the Developer utilize an underground electrical distribution system as specified in Section 37-33.1 of the Lansing Subdivision Regulations.
- 4) That the necessary easements be provided for the installation of utilities.
- 5) That the requirements and recommendations of the other City Departments and public agencies be adhered to.

- 6) That Tecumseh River Drive be included in the Plat; and

Whereas the Planning Committee of Council reviewed the report of the Planning Board and concurred therewith;

Now, Therefore, Be It Resolved that the Preliminary Plat of Tecumseh Riverview Subdivision is hereby tentatively approved subject to conditions one through six as set forth above; and

Be It Further Resolved that the City Clerk be, and she hereby is, directed to attach this approval to the Plat and return it to the proprietor.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

SUP-19-74

615 South Grand Avenue

Whereas a request has been made in accord with Section 36-42 (12) of the Zoning Ordinance to allow the operation of a Halfway House for delinquent state wards upon the premises located at 615 South Grand Avenue, more particularly described as:

West 105 feet of Lot 6, Block 156, Original Plat, City of Lansing, Ingham County, Michigan.

Whereas, pursuant to Section 36-42 (12) of the Zoning Ordinance of the City of Lansing, the Planning Board advised City Council to approve the request subject to improvements as required by the Building Department and Fire Marshal being made prior to issuance of Occupancy Permits; and

Whereas, the Planning Committee of City Council, to whom the report of the Planning Board was referred, did concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition for a Special Use Permit for the purpose of operating a Halfway House for delinquent state wards on the above described property be approved subject to the following conditions:

—That improvements as required by the Building Department and Fire Marshal be made prior to issuance of Occupancy Permits.

Adopted by the following vote:

Unanimously.

By Committee on Parks and Recreation—

Resolved by the City Council of the City of Lansing:

Whereas, the concept of a community center on the east side has been part of the long range plans of the City for many years; and

Whereas, a community center to be built in Hunter Park has been developed by the community planning process and formalized in a cooperative agreement between the City Demonstration Agency (Model Cities) and the Department of Parks and Recreation; and

Whereas, funds for Model Cities are to be approved by HUD through an amended grant application and will be a drawdown from Community Development;

Now, Therefore, Be It Resolved that the City Council approves of the location of Hunter Park as the site for the East Side Community Recreation.

Lost by the following vote:

Yeas: Councilmen Belen, Blair, Ferguson, Gunther—4.

Nays: Councilmen Anas, Brenke, May, McKane, Mayor—5.

By Committee on Personnel—

Resolved by the City Council of the City of Lansing:

That we concur with the following recommendations made by the Job Moratorium Appeals Committee at its meeting held on February 5, 1975:

Data Processing:

Approve the filling of one Systems Programmer VI position.

Approve the filling of one Key punch Supervisor IIA position.

Law:

Approve the filling of one Chief Assistant Attorney position effective March 1, 1975.

District Court:

Approve the filling of one Secretary III position.

Approve the filling of one Court Officer IV position.

Deny the filling of one Clerk IB position.

Police:

Deny the filling of one Matron I position.

Approve the filling of one Police Technician IIIA position.

Approve the filling of one Clerk IB position.

Assessor:

Approve the filling of one Clerk IB position.

Parks:

Deny the filling of one Mechanic IVA position.

Fire:

Deny the filling of three Fireman I positions.

Adopted by the following vote:

Unanimously.

By Committee on Personnel—

Resolved by the City Council of the City of Lansing:

That effective February 10, 1975, the City Personnel Director is authorized and directed to implement the following position deletions and reclassifications within the Data Processing section of the Classification and Compensation Plan:

I—Reclassify one Systems Programmer VII position to Systems Programmer VIII.

II—Reclassify two Systems Programmer VI positions to Systems Programmer VII.

III—Reclassify one Operations Manager VII position to Operations Manager VIII.

IV—Reclassify one Assistant Computer Operator IV position to Computer Operator V.

V—Establish one full time Key punch Operator IB position.

VI—Delete three Key punch Operator IB part-time positions.

Adopted by the following vote:

Unanimously.

By Committee on Personnel—

Resolved by the City Council of the City of Lansing:

That effective February 10, 1975 the City Personnel Director is authorized and directed to reclassify the Parking Supervisor IX position to Parking Division Supervisor X, and to delete one Parking Attendant II position from the Parking Division section of the Classification and Compensation Plan.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows:

\$ 54,000.00 from Estimated Revenues
A/C 150-000-000-160

\$ 17,070.00 to Salaries—
Fed. Reim.
A/C 153-810-001-702

18,000.00 to Salaries—Match
A/C 153-810-001-706

50.00 to Supplies
A/C 153-810-001-740

18,680.00 to Contractual
Services
A/C 153-810-001-818

100.00 to Travel
A/C 153-810-001-873

100.00 to Miscellaneous
A/C 153-810-001-956

\$ 10,000.00 from Estimated Revenues
A/C 150-000-000-160

\$ 6,000.00 to Salaries—
Fed. Reim.
A/C 153-811-001-702

4,000.00 to Salaries—Match
A/C 153-811-001-706

\$ 205.00 from Community Development—
Conferences & Workshops
A/C 180-857-001-864

\$ 205.00 to Community
Develop.—Equip.
A/C 180-857-001-977

\$249,433.48 from Construction Authorized
A/C 571-000-000-175

\$249,433.48 to Sewage System
Improvements
A/C 571-559-010-976

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

ZONINGS

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning

Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-66-74 — 2118-2120 West Jolly Rd.,

be re-zoned from "E" Drive-In Shop and "A" One Family Residence Districts to "F" Commercial District and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 3rd day of March, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 2nd day of December, 1974, this council was petitioned to change the following described property from "A" One Family Residence District to "C" Two Family Residence District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 3rd day of February, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-63-74 — 6253 South Logan Street,

more particularly described as:

Lots 44 and 45 of Kenbrook Subdivision, City of Lansing, Ingham County, Michigan,

from "A-1" Family Residential District to "C-2" Family Residential District.

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised the City Council to deny the petition as filed, and recommended that Lot 45 be rezoned from "A-1" Family Residential District to "C-2" Family Residential District and that Lot 44 remain in its present zoning classification; and

Whereas the Planning Committee of Council, to whom was referred the report of the Planning Board, did not concur

therewith; but recommends that Lots 44 and 45 be rezoned from "A-1" Family Residential District to "C-2" Family Residential District;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "A-1" Family Residential District to "C-2" Family Residential District be approved.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 2nd day of December, 1974, this council was petitioned to change the following described property from "D" Apartment District to "D-1" Professional Office District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 3rd day of February, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-62-74 — 416 and 426 West St. Joseph Street and 609 South Chestnut,

more particularly described as:

Lots 5 and 6, except south 80 feet of east 45 feet, Block 161, Original Plat, (426 W. St. Joseph); South 80 feet of east 45 feet of Lots 5 and 6, Block 161, Original Plat (416 W. St. Joseph); and South 33 feet of west 7 rods and south 32 feet of east 3 rods, Lot 7, Block 161, Original Plat (609 S. Chestnut), City of Lansing, Ingham County, Michigan,

from "D" Apartment District to "D-1" Professional Office District.

Whereas, pursuant to Act 207, Public Acts, 1921, the Planning Board advised the City Council to approve the request; and

Whereas the Planning Committee of Council, to whom was referred the report of the Planning Board, concurs therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "D" Apartment District to "D-1" Professional Office District be approved.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 23rd day of December, 1974, this council was petitioned to change the following described property from "J" Parking District to "F" Commercial District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 3rd day of February, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-65-74 — 909 West Holmes Road, more particularly described as:

Beginning south 89°49' west, 531.0 feet and south 50.0 feet from the northeast corner of Section 32, T4N, R2W, City of Lansing, Ingham County, Michigan; thence south 89°49' west 150 feet; thence south 150 feet; thence north 89°49' east, 150 feet and thence north 150 feet to the point of beginning,

from "J" Parking District to "F" Commercial District.

Whereas, pursuant to Act 207, P.A. 1921, as amended, the Planning Board advised City Council to approve the request; and

Whereas the Planning Committee of City Council, to whom the report of the Planning Board was referred, did concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the request to rezone the above described property from "J" Parking District to "F" Commercial District be approved.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 2nd day of December, 1974, this council was petitioned to change the following described property from "B" One Family Residence District to "D-1" Professional Office District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 3rd day of February, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-64-74 — 2309 South Cedar Street, more particularly described as:

Lot 3, Block 2, Haigh Subdivision, City of Lansing, Ingham County, Michigan,

from "B-1" Family Residential District to "D-1" Professional Office District.

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised City Council to deny the request; and

Whereas the Planning Committee of Council, to whom was referred the report of the Planning Board, concurred therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "B-1" Family Residential District to "D-1" Professional Office District be denied.

The site is too small to provide adequate off-street parking for non-residential uses, and further, the rear portion of this property is below grade from Cedar Street; and if extensive blacktopping were to occur in the rear yard, drainage on adjacent properties could cause problems.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$7,627,105.84.

Signed:

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

INTRODUCTION OF ORDINANCES

The following ordinances of the City of Lansing, Michigan providing that the Code of Ordinances be amended by:

- a. Repealing Section 31-71 of code.
- b. Adding a New Section to be numbered 31-71 to Code (Time Limits—as designated meters, exemption of political division and public utility franchise).

c. Repeal of Chapter 25 of Code.

d. Adding a New Chapter to be numbered 9C and sections 9C-1 through 9C-19 inclusive (Adoption of Uniform Plumbing Code).

was introduced by Councilman Belen, read a first and second time by their titles and referred to the Committee on Ordinance and Contracts.

ORDINANCES

By Councilman Belen—

The Committee reported that it had considered an ordinance providing, that the Code of Ordinances, City of Lansing, Michigan, be amended by:

- a. Repealing of Chapter 17A of Code and declaring same to be null and void and of no effect.
- b. Adding a New Chapter to be numbered 9A and by adding sections numbered 9A-1 through 9A-15 inclusive to Code to be known as "Lansing Uniform Building Code."

and recommended that the ordinances be passed.

Carried.

ORDINANCE NO. 378

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by repealing of Chapter 17A of Code be placed on order of immediate passage.

Carried.

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing, that the Code of Ordinances, City of Lansing, Michigan, be amended by repealing of Chapter 17A of the Code and declaring same to be null and void and of no effect, be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 378

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REPEAL OF CHAPTER 17A OF THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, AND DECLARING SAME TO BE NULL AND VOID AND OF NO EFFECT.

The City of Lansing Ordains:

Section 1. That Chapter 17A of the Code of Ordinances, City of Lansing, Michigan is hereby repealed and declared null and void and of no effect. Provided, however, proceedings pending and rights and liabilities existing, acquired or incurred under existing housing regulations as long as they remain in effect are saved. The proceedings may be consummated according to the law in force when the proceedings were commenced. This ordinance shall not be construed to alter, affect, or abate a pending prosecution, or prevent prosecution hereafter instituted under such repealed housing regulations for offenses committed as long as the housing regulations remain in effect. Prosecutions instituted after the repeal of existing housing regulations for offenses committed before the effective date of the repeal may be continued or instituted in accordance with housing regulations in effect at the time of the offense.

ORDINANCE NO. 379

("Lansing Uniform Housing Code.")

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by adding a New Chapter to be numbered 9A and by adding Section numbered 9A-1 through 9A-15 inclusive to said Code, be placed on order of immediate passage.

Carried.

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing, that the Code of Ordinances, City of Lansing, Michigan, be amended by adding a New Chapter to be numbered 9A and by adding sections numbered 9A-1 through 9A-15 inclusive to said Code, be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 379

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, BE AMENDED BY ADDING A NEW CHAPTER TO BE NUMBERED 9A AND BY ADDING SECTIONS NUMBERED 9A-1 THROUGH 9A-15 INCLUSIVE OF SAID CODE.

The City of Lansing Ordains:

Section 1. That the Code of Ordinances of the City of Lansing, Michigan, be amended by adding a new chapter to be

numbered 9A and by adding sections numbered 9A-1 through 9A-15, inclusive, to read as follows:

Sec. 9A-1. Title, Purpose, and Scope.

A. Title. This chapter shall hereinafter be known as the "Lansing Uniform Housing Code," and may be cited as such, and will be referred to herein as "this Code."

B. Purpose. This Code provides minimum requirements for the protection of life, limb, health, property, safety, and welfare of the general public and the owners and occupants of residential buildings.

C. Scope.

(1) **Application.** The provisions of this Code shall apply to all buildings or portions thereof used, or designed or intended to be used, for human habitation. Such occupancies in existing buildings may be continued as provided in Section 104(g) of the Uniform Building Code, except as otherwise provided for in this Code.

Where any building or portion thereof is used or intended to be used as a combination apartment house-hotel, the provisions of this Code shall apply to the separate portions as if they were separate buildings.

Every rooming house or lodging house shall comply with all the requirements of this Code for dwellings.

(2) **Alteration.** Existing buildings which are altered or enlarged shall be made to conform to this Code insofar as the new work is concerned and in accordance with Section 104(a), (b), (c), (d), (e), and (i) of the Uniform Building Code.

(3) **Relocation.** Existing buildings which are moved or relocated shall be considered as new buildings and shall comply with all the requirements of this Code.

Sec. 9A-2. Enforcement.

A. General.

(1) **Authority.** The Building Official is hereby authorized and directed to administer and enforce all of the provisions of this Code.

(2) **Inspection.** Whenever necessary to make an inspection or whenever the Building Official or his authorized representative has reasonable cause to believe that there exists in any building or upon any premises any condition which makes such building or portion thereof or premises substandard, the Building Official or his authorized representative may enter such building or premises to inspect the same. The Building Official or his authorized representative may conduct such inspection at all reasonable times either by obtaining permission of the owner or occupant or by obtaining a search warrant from a court of competent jurisdiction; provided that if such building or premises be occupied, he shall first present proper credentials and re-

quest entry and if such building or premises be unoccupied, he shall first make a reasonable effort to locate the owner or other persons having charge or control of the building or premises and request entry. If such entry is refused or if the owner or other person having charge or control of the building cannot be found, the Building Official or his authorized representative shall have recourse to every remedy provided by law to secure entry. In the event that the condition that is believed to exist creates an emergency situation in that it imminently endangers human life, no search warrant shall be required.

(3) **Responsibilities Defined.** Every owner remains liable for violations of duties imposed upon him by this Code even though an obligation is also imposed on the occupants of his building, and even though the owner has, by agreement, imposed on the occupant the duty of furnishing required equipment or of complying with this Code.

Every owner, or his agent, in addition to being responsible for maintaining his building in a sound structural condition, shall be responsible for keeping that part of the building or premises which he occupies or controls in a clean, sanitary, and safe condition including the shared or public areas in a building containing two or more dwelling units.

Every owner where required by this Code, by the ordinances of the City of Lansing or by the Health Officer, shall furnish and maintain such approved sanitary facilities as required, and shall furnish and maintain approved devices, equipment, or facilities for the prevention of infestation by insects, rodents and other pests, and where such infestation has taken place, shall be responsible for the extermination of any insects, rodents, or other pests when such extermination is not specifically made the responsibility of the occupant by law or by orders under this Code.

Every occupant of a dwelling unit, in addition to being responsible for keeping in a clean, sanitary, and safe condition that part of the dwelling or dwelling unit or premises which he occupies and controls, shall dispose of all his rubbish, garbage, and other organic waste in a manner required by the ordinances of the City of Lansing or by the Health Officer.

Every occupant shall, where required by this Code, the ordinances of the City of Lansing or by the Health Officer, furnish and maintain approved devices, equipment or facilities necessary to keep his premises safe and sanitary.

B. Substandard Buildings. All buildings or portions thereof which are determined to be substandard as defined in this Code are hereby declared to be public nuisances and shall be abated by repair, demolition, or removal in accordance with the procedures specified in Sec. 9A-11.

C. Board of Appeals. In order to provide for final interpretation of the provisions of this Code and to hear appeals from decisions

of the Building Official or his authorized representative as to determinations made under this Code, the Board of Appeals as established in Section 204, Board of Appeals, of the Uniform Building Code is hereby authorized to hear such questions and appeals.

D. Violations. No person, firm, or corporation, whether as owner, lessee, sublessee, or occupant, shall erect, construct, enlarge, alter, repair, move, improve, remove, demolish, equip, use, occupy, or maintain any building or premises, or cause or permit the same to be done in violation of any of the provisions of this Code or any order issued by the Building Official hereunder. A violation shall include any act of commission or omission contrary to any section of this Code and the failure to meet any required standard as set forth in this Code.

Any person, firm, or corporation violating any of the provisions of this Code shall be deemed guilty of a misdemeanor and shall be deemed guilty of a separate offense for each and every day or portion thereof during which any violation of any of the provisions of this Code is committed, continued, or permitted, and upon conviction, such person shall be punished for each offense by a fine of not more than \$300.00 or by imprisonment for not more than 90 days, or by both such fine and imprisonment.

Sec. 9A-3. Permits and Inspections.

A. General. No person, firm, or corporation shall erect, construct, enlarge, alter, repair, move, improve, remove, convert or demolish any building or portion thereof, or cause or permit the same to be done, without first obtaining a separate building permit for each such building or structure from the Building Official in the manner and according to the applicable conditions prescribed in Chapter 3 of the Uniform Building Code.

B. Fees. Structural inspections of existing buildings for resale purposes, including an inspection report listing any corrections needed, shall be performed on receipt of a written request and payment of a fee of \$10.00 for a single family residential building. Such inspections of all other types of buildings shall be made upon written request and a fee of \$10.00 per hour, one (1) hour minimum charge, payable prior to issuance of said inspection report.

C. Inspection. All buildings or portions thereof within the scope of this Code and all construction or work for which a permit is required shall be subject to inspection by the Building Official in accordance with and in the manner provided by this Code and Sections 304 and 305 of the Uniform Building Code.

Sec. 9A-4. Definitions. For the purpose of this Code, the definitions set forth below shall be applicable. Further, certain abbreviations, terms, phrases, words, and their derivatives shall be construed as specified in the Uniform Building Code unless specifically modified herein.

A. "Efficiency Living Unit" means any room having cooking facilities and used for combined living, dining, and sleeping purposes.

B. "Health Officer" means the legally designated Health Officer of the City of Lansing.

C. "Hot Water" means water at a temperature of not less than 120°F.

D. "Mechanical Code" means the Uniform Mechanical Code as adopted and amended by Lansing ordinances, Chapter 9B and in effect at the time of the alleged violation.

E. "Public Nuisance" means the following:

(1) Any public nuisance known at common law or in equity.

(2) Any attractive nuisance which may prove detrimental to children whether in a building, on the premises of a building, or upon an unoccupied lot. This includes but shall not be limited to any abandoned wells, shafts, basements, or excavations; abandoned refrigerators and motor vehicles; or any structurally unsound fences or structures; or any lumber, trash, fences, debris, trees, or vegetation which may prove a hazard for inquisitive minors.

(3) Whatever is dangerous to human life or is detrimental to health, as determined by the Health Officer.

(4) Overcrowding a room with occupants as defined in Chapter 33 of the Uniform Building Code.

(5) Insufficient ventilation or illumination as specified in Sec. 9A-5(D) and Sec. 9A-7(C).

(6) Inadequate or unsanitary sewage or plumbing facilities as specified in Sec. 9A-5(E).

(7) Uncleanlines, as determined by the Health Officer.

(8) Whatever renders air, food, or drink unwholesome or detrimental to the health of human beings, as determined by the Health Officer.

F. "Occupied Space" means the total area of all buildings or structures on any lot or parcel of ground projected on a horizontal plane excluding permitted projections as allowed by this Code.

G. "Substandard Condition" means any condition defined as substandard in Sec. 9A-10. Such condition does not make a building unsafe or dangerous unless so determined by the Building Official or Health Officer.

H. "Uniform Building Code" means the Uniform Building Code as adopted and amended by Lansing ordinances, Chapter 9 and in effect at the time of the alleged violation.

Sec. 9A-5. Space and Occupancy Standards.

A. Location on Property.

(1) **Access to Public Property.** All buildings shall be located with respect to property lines and to other buildings on the same property as required by Section 504 and Part V of the Uniform Building Code. Each dwelling unit and each guest room in a dwelling or a lodging house shall have access to a passageway, not less than 3 feet in width, leading to a public street or alley. Each apartment house or hotel shall have access to a public street by means of a passageway not less than 4 feet in width.

(2) **Occupied Space.** Interior lots occupied by buildings within the scope of this Code shall have not more than 50 percent of the lot in occupied space. Corner lots used for such buildings shall have not more than 75 percent of the lot in occupied space. Where housing units are on a floor above the first floor, roof area at or below the floor level of the housing units need not be considered as occupied space.

B. Yards and Courts.

(1) **Scope.** This section shall apply to yards and courts having required windows opening therein.

(2) **Yards.** Every yard shall be not less than 3 feet in width for one-story and two-story buildings. For buildings more than two stories in height the minimum width of the yard shall be increased at the rate of 1 foot for each additional story. Where yards completely surround the building, the required width may be reduced by 1 foot. For buildings exceeding 14 stories in height, the required width of yard shall be computed on the basis of 14 stories.

(3) **Courts.** Every court shall be not less than 3 feet in width. Courts having windows opening on opposite sides shall be not less than 6 feet in width. Courts bounded on three or more sides by the walls of the building shall be not less than 10 feet in length unless bounded on one end by a street or yard. For buildings more than two stories in height the court shall be increased 1 foot in width and 2 feet in length for each additional story. For buildings exceeding 14 stories in height, the required dimensions shall be computed on the basis of 14 stories.

Adequate access shall be provided to the bottom of all courts for cleaning purposes. Every court more than two stories in height shall be provided with a horizontal air intake at the bottom not less than 10 square feet in area and leading to the exterior of the building unless abutting a yard or public space. The construction of the air intake shall be as required for the court walls of the building, but in no case shall be less than one-hour fire-resistive.

(4) **Projection into Yards.** Eaves and cornices may project into any required yard not more than 2 inches for each foot of yard width. Unroofed landings, porches

and stairs may project into any required yard provided no portion extends above the floor level of a habitable room; and provided further that no such projection shall obstruct a required exitway.

C. Room Dimensions.

(1) **Ceiling Heights.** Habitable rooms, storage rooms and laundry rooms shall have a ceiling height of not less than 7 feet 6 inches. Hallways, corridors, bathrooms and toilet rooms shall have a ceiling height of not less than 7 feet measured to the lowest projection from the ceiling.

If any room in a building has a sloping ceiling, the prescribed ceiling height for the room is required in only one-half the area thereof. No portion of the room measuring less than 5 feet from the finished floor to the finished ceiling shall be included in any computation of the minimum floor area thereof.

If any room has a furred ceiling, the prescribed ceiling height is required in two-thirds the area thereof, but in no case shall the height of the furred ceiling be less than 7 feet.

(2) **Floor Area.** Every dwelling unit shall have at least one room which shall have not less than 150 square feet of floor area. Other habitable rooms except kitchens shall have a floor area of not less than 70 square feet. Further, every room used for sleeping purposes shall have a floor area of not less than 70 square feet except that the required floor area shall be increased at the rate of 50 square feet for each occupant in excess of two.

EXCEPTION: Nothing in this Section shall prohibit the use of an efficiency living unit within an apartment house meeting the following requirements:

(a) The unit shall have a living room of not less than 220 square feet of superficial floor area. An additional 100 square feet of superficial floor area shall be provided for each occupant of such unit in excess of two.

(b) The unit shall be provided with a separate closet.

(c) The unit shall be provided with a kitchen sink, cooking appliance and refrigeration facilities each having a clear working space of not less than 30 inches in front. Light and ventilation conforming to this Code shall be provided.

(d) The unit shall be provided with a separate bathroom containing a water closet, lavatory, and bathtub or shower.

(3) **Width.** No habitable room shall be less than 7 feet in any dimension. No water closet space shall be less than 30 inches in width and shall provide a clear space in front of the toilet stool not less than 24 inches.

D. Light and Ventilation.

(1) **Natural Light and Ventilation.** All guest rooms, dormitories, and habitable

rooms within a dwelling unit shall be provided with natural light by means of windows or skylights with an area of not less than one-tenth of the floor area of such rooms with a minimum of 10 square feet.

All bathrooms, water closet compartments, laundry rooms, and similar rooms shall be provided with natural ventilation by means of windows or skylights with an area of not less than one-tenth of the floor area of such rooms with a minimum of 3 square feet.

Not less than one-half of the required window or skylight area shall be openable to provide natural ventilation.

(2) **Origin of Light and Ventilation.** Required windows shall open directly onto a street or public alley or a yard or court located on the same lot as the building.

EXCEPTION: Required windows may open into a roofed porch where the porch:

(a) Abuts a street, yard or court; and

(b) Has a ceiling height of not less than 7 feet; and

(c) Has the longer side at least 65 percent open and unobstructed.

A required window in a service room may open into a vent shaft which is open and unobstructed to the sky and not less than 4 feet in least dimension. No vent shaft shall extend through more than two stories.

For the purpose of determining light and ventilation requirements, any room may be considered as a portion of an adjoining room when one-half of the area of the common wall is open and unobstructed and provides an opening of not less than one-tenth of the floor area of the interior room or 25 square feet, whichever is greater.

(3) **Mechanical Ventilation.** In lieu of openable windows for natural ventilation, a mechanical ventilation system may be provided. Such system shall be capable of providing two air changes per hour in all guest rooms, dormitories, habitable rooms, and in public corridors. One-fifth of the air supply shall be taken from the outside. In bathrooms, water closet compartments, laundry rooms, and similar rooms a mechanical ventilation system connected directly to the outside, capable of providing five air changes per hour, shall be provided.

(4) **Hallways.** All public hallways, stairs, and other exitways shall be adequately lighted at all times in accordance with Section 3312(a) of the Uniform Building Code.

E. Sanitation.

(1) **Dwelling Units.** Every dwelling unit shall be provided with a water closet, a lavatory, and a bathtub or shower.

(2) **Hotels.** Where private water closets, lavatories, and baths are not provided, there shall be provided on each floor for each

sex at least one water closet and lavatory and one bath accessible from a public hallway. Additional water closets, lavatories, and baths shall be provided on each floor for each sex at the rate of one for every additional 10 guests, or fractional number thereof in excess of 10. Such facilities shall be clearly marked for "Men" or "Women."

(3) **Kitchen.** Each dwelling unit shall be provided with a kitchen. Every kitchen shall be provided with a kitchen sink. No wooden sink or sink of similarly absorbent material shall be permitted.

(4) **Fixtures.** All plumbing fixtures shall be connected to a sanitary sewer or to an approved private sewage disposal system. All plumbing fixtures shall be connected to an approved system of water supply and provided with hot and cold running water, except water closets shall be provided with cold water only.

All plumbing fixtures shall be of an approved glazed earthenware type or of a similarly nonabsorbent material.

(5) **Water Closet Compartments.** Walls and floors of water closet compartments except in dwellings shall be finished in accordance with Section 1711 of the Uniform Building Code. Water closet compartments in dwelling shall be finished with approved nonabsorbent materials.

(6) **Room Separations.** Every water closet, bathtub, or shower required by this Code shall be installed in a room which will afford privacy to the occupant. A room in which a water closet is located shall be separated from food preparation or storage rooms by a tight-fitting door.

(7) **Installation and Maintenance.** All sanitary facilities shall be installed and maintained in safe and sanitary condition and in accordance with all applicable laws.

Sec. 9A-6. Structural Requirements.

A. General. Buildings or structures may be of any type of construction permitted by the Uniform Building Code. Roofs, floors, walls, foundations, and all other structural components of buildings shall be capable of resisting any and all forces and loads to which they may be subjected. All structural elements shall be proportioned and joined in accordance with the stress limitations and design criteria as specified in the appropriate sections of the Uniform Building Code. Buildings of every permitted type of construction shall comply with the applicable requirements of the Uniform Building Code.

B. Shelter. Every building shall be weather protected so as to provide shelter for the occupants against the elements and to exclude dampness.

C. Protection of Materials. All wood shall be protected against termite damage and decay as provided in the Uniform Building Code.

Sec. 9A-7. Mechanical Requirements.

A. Heating. Every dwelling unit and guest room shall be provided with heating facilities capable of maintaining a room temperature of 70°F at a point 3 feet above the floor in all habitable rooms. Such facilities shall be installed and maintained in a safe condition and in accordance with Chapter 37 of the Uniform Building Code, Mechanical Code, and all other applicable laws. No unvented fuel-burning heater shall be permitted. All heating devices or appliances shall be of an approved type.

B. Electrical Equipment. All electrical equipment, wiring, and appliances shall be installed and maintained in a safe manner in accordance with all applicable laws. All electrical equipment shall be of an approved type.

Where there is electrical power available within 300 feet of the premises of any building, such building shall be connected to such electrical power. Every habitable room shall contain at least two supplied electric convenience outlets or one such convenience outlet and one supplied electric light fixture. Every water closet compartment, bathroom, laundry room, furnace room, and public hallway shall contain at least one supplied electric light fixture.

C. Ventilation. Ventilation for rooms and areas and for fuel burning appliances shall be provided as required in the Mechanical Code and in this Code. Where mechanical ventilation is provided in lieu of the natural ventilation required by Section 9A-5(D) of this Code, such mechanical ventilating system shall be maintained in operation during the occupancy of any building or portion thereof.

Sec. 9A-8. Exits. Every dwelling unit or guest room shall have access directly to the outside or to a public corridor. All buildings or portions thereof shall be provided with exits, exitways, and appurtenances as required by Chapter 33 of the Uniform Building Code.

Every sleeping room below the fourth floor shall have at least one window or exterior door approved for emergency exit or rescue. Where windows are provided they shall have a sill height not more than 48 inches above the floor.

Windows with a net clear openable area of not less than 5 square feet with no dimension less than 22 inches shall be deemed to meet the requirements of this Section provided the sill heights are not over 48 inches above the floor.

Sec. 9A-9. Fire Protection. All buildings or portions thereof shall be provided with the degree of fire-resistive construction as required by the Uniform Building Code, for the appropriate occupancy, type of construction, and location on property or in fire zone; and shall be provided with the appropriate fire-extinguishing systems or equipment required by Chapter 38 of the Uniform Building Code.

Sec. 9A-10. Substandard Buildings.**A. General.**

(1) Any building or portion thereof including any dwelling unit, guest room or suite of rooms, or the premises on which the same is located, in which there exists any of the following listed conditions, shall be deemed and is hereby declared to be a substandard building:

(2) **Inadequate Sanitation.** Inadequate sanitation shall include but not be limited to the following:

(a) Lack of, or improper water closet, lavatory, bathtub, or shower in a dwelling unit.

(b) Lack of, or improper water closets, lavatories, and bathtubs or showers per number of guests in a hotel.

(c) Lack of, or improper kitchen sink.

(d) Lack of hot and cold running water to plumbing fixtures in a hotel.

(e) Lack of hot and cold running water to plumbing fixtures in a dwelling unit.

(f) Lack of adequate heating facilities.

(g) Lack, or improper operation of required ventilating equipment.

(h) Lack of minimum amounts of natural light and ventilation required by this Code.

(i) Room and space dimensions less than required by this Code.

(j) Lack of required electrical lighting.

(k) Dampness of habitable rooms.

(l) Infestation of insects, vermin or rodents as determined by the Health Officer.

(m) General dilapidation or improper maintenance.

(n) Lack of connection to required sewage disposal system.

(o) Lack of adequate garbage and rubbish storage and removal facilities as determined by the Health Officer.

(3) **Structural Hazards.** Structural hazards shall include but not be limited to the following:

(a) Deteriorated or inadequate foundations.

(b) Defective or deteriorated flooring or floor supports.

(c) Flooring or floor supports of insufficient size to carry imposed loads with safety.

(d) Members of walls, partitions, or other vertical supports that split, lean, list, or buckle due to defective material or deterioration.

(e) Members of walls, partitions, or other vertical supports that are of insufficient size to carry imposed loads with safety.

(f) Members of ceilings, roofs, ceiling and roof supports or other horizontal members which sag, split, or buckle due to defective material or deterioration.

(g) Members of ceilings, roofs, ceiling and roof supports, or other horizontal members that are of insufficient size to carry imposed loads with safety.

(h) Fireplaces or chimneys which list, bulge, or settle, due to defective material or deterioration.

(i) Fireplaces or chimneys which are of insufficient size or strength to carry imposed loads with safety.

(4) **Nuisance.** Any nuisance as defined in this Code.

(5) **Hazardous Wiring.** All wiring except that which conformed with all applicable laws in effect at the time of installation and which has been maintained in good condition and is being used for electrical loads for which it was designed and is being used in a safe manner.

(6) **Hazardous Plumbing.** All plumbing except that which conformed with all applicable laws in effect at the time of installation and which has been maintained in good condition and which is free of cross connections and siphonage between fixtures.

(7) **Hazardous Mechanical Equipment.** All mechanical equipment, including vents, except that which conformed with all applicable laws in effect at the time of installation and which has been maintained in good and safe condition.

(8) **Faulty Weather Protection.** Faulty weather protection shall include but is not limited to the following:

(a) Deteriorated, crumbling, or loose plaster.

(b) Deteriorated or ineffective waterproofing of exterior walls, roof, foundations, or floors, including broken windows or doors.

(c) Defective or lack of weather protection for exterior wall coverings, including lack of paint, or weathering due to lack of paint or other approved protective covering.

(d) Broken, rotted, split, or buckled exterior wall coverings or roof coverings.

(9) **Fire Hazard.** Any building or portion thereof, device, apparatus, equipment, combustible waste, or vegetation which, in the opinion of the Chief of the Fire Department or his deputy, is in such a condition as to cause a fire or explosion or provide a ready fuel to augment the spread and intensity of fire or explosion arising from any cause.

(10) **Faulty Materials of Construction.** All materials of construction except those which are specifically allowed or approved by this Code and the Uniform Building Code, and which have been adequately maintained in good and safe condition.

(11) **Hazardous or Unsanitary Premises.** Those premises on which an accumulation of weeds, vegetation, junk, dead organic matter, debris, garbage, offal, rat harborage, stagnant water, combustible materials, or similar materials or conditions which constitute fire, health, or safety hazards.

(12) **Inadequate Maintenance.** Any building or portion thereof which is determined to be an unsafe building in accordance with Sec. 9A-13.

(13) **Inadequate Exits.** All buildings or portions thereof not provided with adequate exit facilities as required by this Code except those buildings or portions thereof whose exit facilities conformed with all applicable laws at the time of their construction and which have been adequately maintained and increased in relation to any increase in occupant load, alteration or addition, or any change in occupancy. When an unsafe condition exists through lack of, or improper location of exits, additional exits may be required to be installed.

(14) **Inadequate Fire-protection or Fire-fighting Equipment.** All buildings or portions thereof which are not provided with the fire-resistive construction or fire-extinguishing systems or equipment required by this Code, except those buildings or portions thereof which conformed with all applicable laws at the time of their construction and whose fire-resistive integrity and fire-extinguishing systems or equipment have been adequately maintained and improved in relation to any increase in occupant load, alteration or addition, or any change in occupancy.

(15) **Improper Occupancy.** All buildings or portions thereof occupied for living, sleeping, cooking or dining purposes which were not designed or intended to be used for such occupancies.

B. Enforcement. Whenever a building is determined to be substandard, it shall be deemed a violation of this Code and pursued according to the provisions established in Section 9A-2D, **Violations**, of this Code.

Sec. 9A-11. Notices and Orders of Building Official.

A. Commencement of Proceedings. Whenever the Building Official or his authorized representative has inspected or caused to be inspected any building or portion thereof or the premises on which the same is located and has found and determined that such building is a substandard building he shall commence proceedings to cause the repair of the building or premises as described below.

B. Notice of Violation. The Building Official or his authorized representative shall issue a written notice of violation

directed to the owner of record and, at the discretion of the Building Official or his authorized representative, to the occupants. The notice of violation shall contain:

(1) The premises upon which the building is located.

(2) The date upon which the inspection took place.

(3) The name of the inspector making the inspection.

(4) A statement that the building has been found to be in violation of this Code with a brief and concise description of the conditions found to render the building in violation.

(5) A statement of the action required in order to comply with this Code. The order shall stipulate that:

(a) If the Building Official or his authorized representative has determined that the building or portions thereof or premises must be repaired in order to comply with this Code, the notice of violation shall stipulate that all necessary permits must be secured and that the work must be physically commenced within such time period as is stipulated in the order (such time is not to exceed 30 days from the date of the order) and that the work must be completed within such time period as is stipulated in the order. The Building Official or his authorized representative shall determine the lengths of time that are reasonable under all the circumstances.

(b) If the Building Official or his authorized representative has determined that the building or portion thereof must be vacated, the order shall require that the building or portion thereof shall be vacated within such time period from the date of the order as is determined by the Building Official or his authorized representative to be reasonable.

C. Service of Notice and Order. When the Building Official or his authorized representative has determined that the building or structure is substandard, the notice of violation and any amended or supplemental notice shall be served upon the person or persons responsible for abating the substandard condition and shall be posted on the property if the record owner cannot be found. The failure of the Building Official or his authorized representative to serve any person required herein to be served shall not invalidate any proceedings hereunder as to any other person duly served or relieve any such person from any duty or obligation imposed on him by the provisions of this Section.

D. Method of Service. Service of the notice and order shall be made upon all persons entitled thereto either personally or by mailing a copy of such notice and order by certified mail, postage prepaid, return receipt requested, to each such person at his address as it appears on the last tax assessment roll of the city or as otherwise known to the Building Official or his au-

thorized representative. If no address of any such person so appears or is known to the Building Official or his authorized representative, then a copy of the notice and order shall be so mailed, addressed to such person, at the address of the building involved in the proceedings. The failure of any such person to receive such notice shall not affect the validity of any proceedings taken under this Section. Service by certified mail in the manner herein provided shall be effective on the date of mailing.

Sec. 9A-12. Enforcement of the Order of the Building Official or the Board of Appeals.

A. Compliance. If any building declared a substandard building under this ordinance is either repaired in accordance with the current Building Code on the date(s) of repair or is demolished at the option of the building owner, it shall be deemed to comply with this Code.

B. General. After any order of the Building Official or his authorized representative or the Board of Appeals made pursuant to this Code, no person to whom any such order is directed shall fail, neglect or refuse to obey any such order. Any person in violation of this Code is guilty of a misdemeanor.

C. Failure to Obey Order. If, after any order of the Building Official or his authorized representative or the Board of Appeals made pursuant to this Code, the person to whom such order is directed shall fail, neglect or refuse to obey such order, the Building Official or his authorized representative may (i) cause such person to be prosecuted under Subsection B of this Section, and (ii) may bring an action in a court of competent jurisdiction to obtain enforcement of the order as contained in the notice of violation including an action to abate or enforce the violation.

D. Failure to Commence or to Complete Work. Whenever the required repair is not commenced within 30 days or is not completed by the time established by the Building Official or his authorized representative or should the building become vacant after any notice of violation issued under this Code becomes effective:

(1) The Building Official or his authorized representative may cause the building described in such notice of violation to become vacant or to remain vacant by posting at each entrance thereto a notice in substantially the following form:

**"SUBSTANDARD BUILDING
DO NOT OCCUPY**

It is a misdemeanor to occupy this building or to remove or deface this notice.

Building Official
City of Lansing"

(2) No person shall occupy any building which has been posted as specified in this Subsection. No person shall remove or

deface any such notice so posted until the repairs or removal ordered by the Building Official or his authorized representative have been completed and a Certificate of Occupancy issued pursuant to the provisions of the Uniform Building Code.

E. Extension of Time to Perform Work. Upon receipt of an application from the person required to conform to the order and an agreement by such person that he will comply with the order if allowed additional time, the Building Official or his authorized representative may, in his discretion, grant an extension of time, not to exceed an additional 120 days, within which to complete said repair, rehabilitation, or demolition, if the Building Official or his authorized representative determines that such an extension of time will not create or perpetuate a situation imminently dangerous to life or property. The Building Official's or his authorized representative's authority to extend time is limited to the physical repair, or demolition of the premises and will not in any way affect or extend the time to appeal his notice of violation.

F. Interference with Repair or Demolition Work Prohibited. Any person who shall obstruct, impede or interfere with any officer, employee, contractor or authorized representative of the city, or with any person who owns or holds any estate or interest in any building which has been ordered repaired, vacated or demolished under the provisions of this Code, or with any person to whom such building has been lawfully sold pursuant to the provisions of this Code, whenever such officer, employee, contractor or authorized representative of the city, person having an interest or estate in such building or structure, or purchaser is engaged in the work of repairing, vacating and repairing, or demolishing any such building pursuant to the provisions of this Code, or in performing any necessary act preliminary to or incidental to such work or authorized pursuant to this Code shall be guilty of a misdemeanor.

Sec. 9A-13. Unsafe or Dangerous.

A. General. It is unlawful for any owner or agent hereof to keep or maintain any unsafe or dangerous buildings. "Unsafe or dangerous buildings," means any building which has any of the defects or is in any of the conditions hereinafter described.

(1) Whenever any door, aisle, passageway, stairway or other means of exit does not conform to the fire codes applicable to Lansing.

(2) Whenever any portion has been damaged by wind, flood, or by any other cause in such a manner that the structural strength or stability is appreciably less than it was before such catastrophe and is less than the minimum requirements of the Lansing Uniform Building Code for a new building or similar structure, purpose or location.

(3) Whenever any portion or member or appurtenance is likely to fall or become

detached or dislodged, or to collapse and thereby injure persons or damage property.

(4) Whenever any portion has settled to such an extent that walls or other structural portions have materially less resistance to winds than is required in case of new construction.

(5) Whenever the building or structure or any part, because of dilapidation, deterioration, decay, faulty construction, or because of the removal or movement of some portion of the ground necessary for the purpose of supporting such building or portion thereof, or for other reason, is likely to partially or completely collapse, or some portion of the foundation or underpinning is likely to fall or give way.

(6) Whenever for any reason whatsoever the building or structure or any portion is manifestly unsafe for the purpose for which it is used.

(7) Whenever the building or structure has been so damaged by fire, wind or flood, or has become so dilapidated or deteriorated as to become an attractive nuisance to children who might play therein to their danger, or as to afford a harbor for vagrants, criminals or immoral persons, or as to enable persons to resort thereto for the purpose of committing a nuisance or unlawful or immoral acts.

(8) Whenever a building or structure, used or intended to be used for dwelling purposes, because of dilapidation, decay, damage or faulty construction or arrangement or otherwise, is unsanitary or unfit for human habitation or is in a condition that is likely to cause sickness or disease when so determined by the Health Officer, or is likely to work injury to the health, safety or general welfare of those living within.

(9) Whenever any building becomes vacant, dilapidated and open at door or window, leaving the interior of the building exposed to the elements or accessible to entrance by trespassers.

B. Vacation. If the building or structure is in such condition as to make it immediately dangerous to the life, limb, property or safety of the public or of the occupants it shall be ordered to be vacated.

A sign shall be posted at or upon each exit of the building and shall be in substantially the following form:

**"DO NOT ENTER
UNSAFE TO OCCUPY**

It is a misdemeanor to occupy
this building, or to remove
or deface this notice.

Building Dept.
City of Lansing"

No person shall remain in or enter any building which has been so posted, except that entry may be made to repair, demolish or remove such building under permit.

No person shall remove or deface any such notice after it is posted until the required repairs, demolition, or removal has been completed and a Certificate of Occupancy, if applicable, has been issued pursuant to the provisions of the Uniform Building Code. Any person violating this Subsection shall be guilty of a misdemeanor.

C. Recordation of Unsafe or Dangerous Condition. When the Building Official or his authorized representative has determined that a building is unsafe or dangerous, he shall file in the office of the Registrar of Deeds a notice describing the property and certifying that the building is an unsafe or dangerous building, and that the owner has been so notified.

Whenever the corrections ordered shall thereafter have been completed or the building demolished so that it no longer exists as an unsafe or dangerous building on the property described in the notice, the Building Official or his authorized representative shall file a new notice with the Registrar of Deeds certifying that the building has been demolished or all required conditions have been made so that the building is no longer unsafe or dangerous.

D. Notice.

(1) When the whole or any part of any building or structure is found to be in a dangerous or unsafe condition, the Building Official or his authorized representative shall issue a notice of the dangerous and unsafe condition.

(2) Such notice shall be directed to the owner, agent or lessee registered with the Building Department. If no owner, agent or lessee has been registered, then the notice shall be directed to each owner of or party in interest in the building in whose name the property appears on the last local tax assessment records.

(3) The notice shall specify the time and place of a hearing on the condition of the building or structure at which time and place the person to whom the notice is directed shall have the opportunity to show cause why the building or structure should not be ordered to be demolished or otherwise made safe.

(4) The hearing officer shall be appointed by the Mayor to serve at his pleasure. The Building Official or his authorized representative shall file a copy of the notice of the dangerous and unsafe condition with the hearing officer.

(5) All notices shall be in writing and shall be served upon the person to whom they are directed personally, or in lieu of personal service may be mailed by certified mail—return receipt requested addressed to such owner or party in interest at the address shown on the tax records, at least 10 days before the date of the hearing described in the notice. If any person to whom a notice is directed is not personally served, in addition to mailing the notice, a copy thereof shall be posted upon a conspicuous part of the building or structure.

E. Hearing and Costs.

(1) The hearing officer shall take testimony of the Building Official or his authorized representative, the owner of the property and any interested party. The hearing officer shall render his decision either closing the proceedings or ordering the building to be demolished or otherwise made safe.

(2) If it is determined by the hearing officer that the building or structure should be demolished or otherwise made safe, he shall so order, fixing a time in the order for the owner, agent or lessee to comply therewith.

(3) If the owner, agent or lessee fails to appear or neglects or refuses to comply with the order, the hearing officer shall file a report of his findings and a copy of his order with the Lansing City Council and request that the necessary action be taken to demolish or otherwise make safe the building or structure. A copy of the findings and order of the hearing officer shall be served on the owner, agent or lessee in the manner prescribed in Section D.

(4) The Lansing City Council shall fix a date for hearing, reviewing the findings and order of the hearing officer and shall give notice to the owner, agent or lessee in the manner prescribed in Section D of the time and place of the hearing. At the hearing the owner, agent or lessee shall be given the opportunity to show cause why the building should not be demolished or otherwise made safe and the Lansing City Council shall either approve, disapprove or modify the order for the demolition or making safe of the building or structure.

(5) The cost of the demolition or making the building safe shall be a lien against the real property and shall be reported to the assessing officer of Lansing who shall assess the cost against the property on which the building is located.

(6) The owner or party in interest in whose name the property appears upon the last local tax assessment records shall be notified of the amount of such cost by first class mail at the address shown on the records. If he fails to pay the same within 30 days after mailing by the assessor of the notice of the amount thereof, the assessor shall add the same to the next tax roll of Lansing and the same shall be collected in the same manner in all respects as provided by law for the collection of taxes by Lansing.

F. Appeal to Circuit Court. An owner aggrieved by any final decision or order of the City Council under Section E may appeal the decision or order to the circuit court by filing a petition for an order of superintending control within 20 days from the date of the decision.

Sec. 9A-14. Appeal.

A. Form of Appeal. Any person receiving notice under Section 9A-11(B) may appeal from any notice and order or any action of the Building Official under this Code by filing a written appeal at the office of the Building Official within 10 days from the date of receiving such notice.

B. Processing of Appeal. Upon receipt of any appeal filed pursuant to this Section, the Building Official shall present it at the next regular or special meeting of the Board of Appeals.

C. Scheduling and Noticing Appeal for Hearing. As soon as practicable after receiving the written appeal the Board of Appeals shall fix a date, time, and place for the hearing of the appeal by the Board. Such date shall be not less than 10 days nor more than 60 days from the date the appeal was filed with the Building Official. Written notice of the time and place of the hearing shall be given at least 10 days prior to the date of the hearing to each appellant by the Secretary of the Board either by causing a copy of such notice to be delivered to the appellant personally or by mailing a copy thereof, postage prepaid, addressed to the appellant at his address shown on the appeal.

D. Effect of Failure to Appeal. Failure of any person to file such appeal shall constitute a waiver of his right to an administrative hearing and adjudication of the notice and order, or to any portion thereof.

E. Scope of Hearing on Appeal. Only those matters or issues specifically raised by the appellant shall be considered in the hearing of the appeal.

F. Staying of Order under Appeal. Enforcement of any notice and order of the Building Official issued under this Code shall be stayed during the pendency of an appeal therefrom which is properly and timely filed.

Sec. 9A-15. Severability. The sections, paragraphs, sentences, clauses, and phrases of this ordinance are severable, and if any phrase, clause, sentence, paragraph, or section of this ordinance shall be declared invalid by the judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this ordinance.

By Councilman Ferguson—

Resolved by the City Council of the City of Lansing:

That the rule prescribed in Sec. 5.5 (g) of the Charter relative to considering business not on the agenda, be waived.

Carried.

February 6, 1975

Honorable Mayor, Mayor Pro-Tem
and Members of the Lansing
City Council

City Hall, 10th Floor

Lansing, Michigan

Dear Mayor, Mayor Pro-Tem and
Council Members:

The Mayor's letter of February 3, 1975 articulates to what he calls political verbiage alleging to the City's misadministering the City's Title II Manpower Programs, stating that the political statements were inaccurate opinions, ill-conceived and unsubstantiated by the facts. However, had the Mayor attended, as was his responsibility, any of the 13 meetings held by the Consortium Board since its formation, he would have had accurate and informed information. In this letter he is confusing two separate contracts; Title II and Title VI. The following is a recapitulation of the facts as taken from the contracts and reports submitted by the City:

- A. 1. Title II Contract was developed by the Consortium Administration as the City Manpower Director's position had been unfilled for one month, and was signed by the Mayor August 30, 1974.
2. Forty-one positions were created for \$462,658 FY 74 funds.
3. September 30, 1974, one month after contract was signed, 23 position filled out of 41.
- B. 1. October 3, 1974 received FY 74 and 75 Discretionary and FY 75 Regular Title II funding.
2. City Director of Manpower position still unfilled, therefore, Consortium Staff prepared preliminary modification to Title II.
 - a. Increased funding for Title II, \$627,800, for a total of \$1,090,480.
 - b. Increased positions by 111 for total of 152.
 - c. Due to slow fill rate, modification also recaptured the built up residuals and adjusted job slots by weeks of hire.
 - d. October fill rate, 33 of total 41.
- C. November, 55 position of total 152 filled.
- D. December 30 fill rate, 61 to 152 positions.
- E. Due to excessive build-up of residual funds due to extremely slow fill rate process, modification No. 2 prepared and signed January 8, 1975.

1. No increase in funds.
2. Total authorized positions, 178.
3. January 30, 1975 reported 82 jobs filled of 178.
4. The present unfilled positions are building up residuals at the rate of approximately \$55,000 per month and will soon require a modification to recapture the residuals creating more positions.

I refer the fact of competent administration by the Mayor's Office to your own judgment.

The Mayor refers to his office seeking detailed verification for Title VI funding. The amount of \$748,163 that he implies as being loosely assigned the City was not in error but allocated to the City by the Federal Department of Labor, Manpower, Washington, D.C. and announced in a Chicago Region V meeting January 3, 1975 at which time his office was represented by his Director of Manpower who failed to attend the full session and was not present when dollar amounts were announced.

The funding level of \$748,163 was subsequently amended by the Federal Department of Labor based on updated data and new base dates of \$619,995, a reduction of \$129,168. This was not an error but an action by the Federal Government. However, there was absolutely no possibility of the City being put in a jeopardous position or accountable as only 30% or \$224,488 was allocated for expenditure beginning January 13, 1975. However, the City's Manpower Director under the Mayor's Office was unable to react with planning factors, and develop a contract. Consequently, the County of Clinton and Ingham responded with a contract for the 30% funding to meet the Federal requirements and taking the City off the "hook."

The Mayor's Office reflects that the reduced figure was rationalized by a Tri-County Consortium representative attempting to convince his office that the recomputation was due to unemployment figures of October, November and December. In fact, it was September, October and November and in which the unemployment for Lansing was September—6.8, October—5.3, and November—7.2 for an average of 6.42 versus 7.14 as used in the original formula used by the Federal Department of Labor in allocating the funds, which obviously reduces the City's funding.

The Mayor poses three questions:

—Determine why the City of Lansing is not being allotted 10% for administration of the program.

Answer—96.38 Limitation on Funds, CETA Rules and Regulations. "10% of the funds may be used for Administration, training, or supportive services to participants in public service employment.

(c) An eligible applicant which does not itself administer the entire program may not retain the entire 10% mentioned in paragraph (c) for its own use until it is agreed to by its subgrantee. "(Consortium to City)" at least 5% of a subgrantee's grant must be available to it for costs other than fringe and wages." The Consortium has withheld $\frac{3}{4}$ of 1% of Title II and Title VI for its share of administrative cost.

- Determine why the City of Lansing is being forced to reduce the number of dollars that should be used for participants' salaries in order to provide for unemployment insurance.

Answer—The establishment of Unemployment Insurance as a line item was not recommended by the Consortium. The Mayor's Office insisted the line item for Unemployment Insurance be established in the budget even though they were made aware of the reduced number of jobs because of this procedure.

- Determine why the City is losing dollars to provide for the Lansing Tri-County Manpower Administration administrative expenditure and high staff salaries.

Answer—The City elected to form the Consortium in order to obtain other regional considerations. This then obviously has a cost as the City's share. While the Mayor's Office failed to fill his Director of Manpower position for approximately three months and when filled, for approximately three months, the individual resigned; it is obvious that the Consortium Administration

was doing the necessary work to administer Title II and develop planning factors for Title VI. The Consortium Administration coordinated and has been involved in 25 administrative functions, contract reviews and meetings with the Mayor's office concerning Title II, June through December. The high salaries referred to are for a \$7 million dollar program responsibility. However, the salaries are all below commensurate positions in the City structure and far below other regional planning bodies.

Respectfully,

JOEL I. FERGUSON,
Chairperson,
Lansing Tri-County Regional
Manpower Administrative Board.

Referred to Committee of the Whole.

Floyd Johnson, 1346 Eureka stated there were pictures on file from three (3) years back relative corner of E. Kalamazoo St. and Holmes St. as a hazardous traffic condition.

Council adjourned at 9:10 P.M.

THEO FULTON,
City Clerk.

Lansing, Michigan

February 10, 1975

M/S

CITY CLERK'S OFFICE
Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE
U. S. POSTAGE
PAID
Permit No. 1461
Lansing, Michigan

117

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, February 17, 1975

CITY COUNCIL ROOMS

Lansing, Michigan
February 17, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Anas, Belen, Blair Brenke, Ferguson, Gunther, May, McKane—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Belen.

Pledge of Allegiance was given by Rayna Rambat, Secretary of Sexton High Student Council.

The record of the previous session was approved as printed.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

DRAINLAYERS—Jacob Kolossa Excavating, Barnhart & Son, Glen W. Mauldon, Warren D. Jenks.

HEATING-AIR CONDITIONING—Thomas Heating & Cooling Co., Inc., Larry M. Maki.

SIGN ERECTOR—Mid-Michigan Stamps & Signs, Inc.

Referred to Committee on Ordinance and Contracts.

Petition filed for rezoning:

Z-8-75—

Lot 70, 71, South 23 ft. of Lot 72, East 26 ft. of Lot 80; also commencing Southwest corner Lot 72, thence West 130 ft., North 23 ft., East 130 ft. to beginning, Cedarbrook Subdivision, City of Lansing, Ingham County, Michigan, from "A" One Family Residence District to "DM" Multiple Family Dwelling District.

Referred to Planning Board.

Letter from Waverly-Holmes Center in regard to rezoning petition Z-57-74—3900 block Burneway Drive and 4500-4600 blocks South Waverly Rd.

Referred to Committee on Planning.

Letter from Thomas H. Skehan, Attorney, in regard to former Topps' property at 921 West Holmes Road.

Referred to Committee on Buildings and Properties and Committee on Parks and Recreation.

Request filed for special 24-hour liquor permit by Al-Ashraf Drill Patrol—February 22, 1975—National Guard Armory.

Referred to Committee on City Affairs.

Letter from Historical Society of Greater Lansing in regard to preservation of certain area of railroad for excursion line.

Referred to Redevelopment Board.

Letter from North Lansing Community Association in regard to removal of the Penn Central Track.

Referred to Redevelopment Board.

Youth Development Corporation submits revised contract.

Referred to Committee on the Whole.

Letter from Ingham County Board of Public Works in regard to previous letter of October 25, 1974, in which they offered a proposal for expansion of the Board to include the City of Lansing.

Referred to Committee on the Whole.

Walter Neller Enterprises, Inc., requests establishment of an Industrial Development District.

Referred to City Assessor, Planning Department and City Attorney.

Letter from Lindell Drop Forge Co. requesting that vacant land adjacent to present facility on Logan St. be designated as an Industrial Development District.

Referred to City Assessor and City Attorney.

Letter from BILD Corporation in regard to Capitol Commons project.

Received and placed on file.

Request from Courtesy and Yellow Cab Co. to amend section 30-9 of the Taxicab Ordinance (Maximum—Fare, Schedules).

Referred to Committee on Ordinance and Contracts.

Letter from Joseph and Blanche Mance requesting an easement for a garage at 1023 Clear St.

Referred to Planning Board, Public Service Board, and Traffic Board.

REPORTS OF COMMITTEES

The Committee on ORDINANCE AND CONTRACTS approves the following applications and bonds for licenses:

DRAINLAYERS—Jacob Kolossa Excavating, Barnhart & Son, Glen W. Mauldon, Warren D. Jenks.

HEATING-AIR CONDITIONING—Thomas Heating & Cooling Co., Inc., Larry M. Maki.

SIGN ERECTOR—Mid-Michigan Stamps & Signs, Inc.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the Ordinance of the City of Lansing providing for the repeal of Section 31-71 of the Code and declaring same to be null and void and of no effect, reports as follows:

That said ordinance be passed.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the Ordinance of the City of Lansing providing that the Code of Ordinances be amended by adding a New Section to be numbered 31-71 to Code, reports as follows:

That said ordinance be passed.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the Ordinance of the City of Lansing providing for the Repeal of Chapter 25 of the Code of Ordinances and declaring same to be null and void and of no effect, reports as follows:

That said ordinance be passed.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the Ordinance of the City of Lansing providing that the Code of Ordinances be amended by adding a New Chapter to be numbered 9C and by adding sections numbered 9C-1

through 9C-19, inclusive, of said Code, reports as follows:

That said ordinance be passed.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Al-Ashraf Drill Patrol, Al-Ashraf Temple No. 67 for permission to serve alcoholic beverages on February 22, 1975, at the National Guard Armory, 2500 S. Washington Avenue, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on BUILDINGS AND PROPERTIES, to whom was referred the offer from Waters Real Estate Co. to lease to City property at 1925 South Cedar St., reports as follows:

The Committee recommends this offer be declined as the City has no need for property of this kind and size.

Signed:

ROGER T. MAY,
JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
Committee on Buildings and
Properties.

By Councilman May—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

February 11, 1975

Honorable Mayor and Members
of the Lansing City Council
Lansing, Michigan

Re: Claim of Tim Ellis for damage to
wire wheel cover which came off
when car hit hole in street.

Gentlemen:

Your City Attorney, to whom was referred the above claim, has made an investigation thereof and, on that basis, recommends that the claim be denied. Mr. Ellis has not shown that the city had prior knowledge of the defect in the street.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Belen—

That we concur in the recommendation of the City Attorney and said claim be denied.

Carried.

February 11 1975

Honorable Mayor and Members
of the Lansing City Council
Lansing, Michigan

Re: Claim of Fred McFadden for materials and portraits damaged by police.

Gentlemen:

I have reviewed the above captioned matter and it is my recommendation that this claim be denied. The doctrine of governmental immunity is applicable in this instance and the law would not require the city to pay the claim even if the actions of the Police Department were negligent. However, my investigation reveals that the actions taken by the officers in this case were not negligent.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Anas—

That we concur in the recommendation of the City Attorney and said claim be denied.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Blair, Brenke, Gunther, May, McKane—7.

Nays: Councilman Ferguson—1.

February 10, 1975

To the Honorable Mayor
and Members of the Council

Gentlemen:

I am hereby submitting Special Assessment Roll 16-K, the actual cost for the demolition charges of a one-family residence at 1623 Neller Ct.

To Be Assessed—100%\$1,543.00

Respectfully submitted,

PAUL S. CREEVY,
City Assessor.

Received and placed on file.

February 10, 1975

To the Honorable Mayor
and Members of the Council

Gentlemen:

I am hereby submitting Special Assessment Roll No. 27-T, actual cost, for removing dead and hazardous trees from private property.

To Be Assessed—100% \$962.00

Respectfully submitted,

PAUL S. CREEVY,
City Assessor.

Received and placed on file.

February 12, 1975

To the Honorable Mayor
and Members of the Council

Gentlemen:

I am hereby submitting Special Assessment Roll No. 249, actual cost, for a hook-up charge at 1832 Hoyt Street. This was passed by the Public Service and Highway Committee at their regular meeting.

To Be Assessed—100% \$518.14

Respectfully submitted,

PAUL S. CREEVY,
City Assessor.

Received and placed on file.

February 12, 1975

Honorable Mayor and Members
of the City Council

10th Floor—City Hall

Lansing, Michigan 48933

Gentlemen:

Attached please find a letter from U.S. Senator Robert P. Griffin and Brigadier General Oscar C. Decker, Jr., in reply to resolution sent them concerning Diamond-Reo Trucks, Inc.

Sincerely,

(Miss) THEO FULTON,
CITY CLERK.

Referred to Mayor and Committee of the Whole.

February 13, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is a proposed Agreement between the Michigan State Highway Commission and the City of Lansing for the purpose of the installation of two over-height detection systems on Pennsylvania Avenue at Structure X2 of 33-6-19 which carries the tracks of the Grand Trunk Western Railroad over Pennsylvania Avenue at Potter Park.

I would recommend that the Mayor and City Clerk be authorized to sign this Agreement after the approval as to form by the City Attorney.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

February 13, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is Change Order No. 3, submitted by Barnhart & Son Construction Co., on the Melvin-Kaplan & Other Storm & Sanitary Sewers & Pumping Stations, contract No. PS 15046, requesting a 60-day extension to time to complete the installation of the Kaplan Street Pumping Station.

I would recommend approval of this Change Order.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred Change Order No. 3, submitted by Barnhart & Son Construction Co., on the Melvin-Kaplan & Other Storm & Sanitary Sewers & Pumping Stations, Contract No. P.S. 15046, requesting a 60-day extension of time to complete the installation of the Kaplan Street Pumping Station, reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

February 13, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is Change Order No. 3, submitted by Structural Concrete, Inc., on the Clemens Street Pumping Station, Contract No. PS 47028, increasing the amount of the contract by \$70.00, due to field conditions.

I would recommend approval of this Change Order.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred Change Order No. 3, submitted by Structural Concrete, Inc., on the Clemens Street Pumping Station, Contract No. PS 48028, increasing the amount of the contract by \$70.00, due to field conditions, reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

February 13, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is Change Order No. 4, submitted by McNamara Construction Co., Inc., on the Just-A-Mere, Ballard & Other Storm & Sanitary Sewers, Contract No. PS 87037, increasing the amount of the contract by \$35.13, due to required extra work.

I would recommend approval of this Change Order.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred Change Order No. 4, submitted by McNamara Construction Co., Inc., on the Just-A-Mere, Ballard & Other Storm & Sanitary Sewers, Contract No. PS 87037, increasing the amount of the contract by \$35.13 due to required extra work, reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

February 13, 1975

Honorable Mayor Gerald W. Graves and

Members of the Lansing City Council

Gentlemen:

Subject: Refinancing of outstanding project temporary loan.
Project No. 2, Mich. A-6.

In accordance with the authorization granted by the City Council on November 25, 1974, Project Temporary Loan Notes (Second Series, 1974) in the amount of \$3,105,000, were sold to Salomon Brothers with Morgan Guaranty Trust Company of New York on December 17, 1974. The notes in that issue mature on March 14, 1975.

In accordance with our Loan and Grant Contract with HUD, the notes which mature on March 14, 1975, may be paid by one of the following methods:

1. Issuance of new series of notes (refinancing).
2. Direct payment by HUD to the noteholder, which is considered as a loan made by HUD on behalf of the City.
3. Application of grant earned under the federal contract to repay the outstanding loan.

Of these three methods, the first is the most commonly used.

Pursuant to HUD instructions, our office has solicited bids for the refinancing of this outstanding loan note issue. On February 11, 1975, four (4) bids for the issuance of Project Temporary Loan Notes (First Series, 1975), in the amount of \$3,120,000 were received and opened. A complete tabulation of the bids is attached. The notes in this issue will be dated March 11, 1975, and will mature on August 15, 1975.

In this particular case, refinancing, by the issuance of a First Series, 1975, note group, will bear an interest rate of 3.54%, which is very favorable. If HUD were to pay off the outstanding issue (direct loan method), the project would be charged interest at a rate of 6 3/4% per annum. The third method cannot be used at this time, because grant cannot be considered earned until after a financial settlement, which is scheduled for June 30, 1975.

In light of the above, it is my recommendation that the City Council authorize the issuance of Project Temporary Loan Notes (First Series, 1975), and accept the low bid submitted by Bankers Trust Company with Bank of America.

Respectfully submitted,

RONALD G. STONEHOUSE,
Acting Redevelopment Director.

Referred to Committee on Redevelopment.

February 12, 1975

Honorable Mayor Gerald W. Graves and
Members of Lansing City Council
Tenth Floor, City Hall
Lansing, Michigan 48933

Dear Mayor and Council Members:

By unanimous vote at the regularly scheduled Policy Board meeting held on February 11, 1975, the Board passed a number of resolutions which expressed their concern about the inadequacy of the citizen participation in the formulation of the Community Development Plan. As a result of those motions, the Model Cities Policy Board hereby requests that the Mayor and City Council consider scheduling additional hearings prior to the submission of the Plan.

Likewise, the Policy Board members are concerned that the Council Chambers would not provide adequate seating space to accommodate all of the citizens who might want to attend. They recommend that the Mayor and City Council change the location of the first hearing on February 18, 1975 to a larger facility such as Stephen J. Partington auditorium, Sexton, Eastern, Everett or Harry Hill High School auditoriums.

These recommendations are offered by the Board that has been most involved in a citizen participation process and consequently, they feel that adequate citizen participation should be provided related to such a significant decision which the Mayor and City Council are about to undertake.

Sincerely,

EUGENE L. LOYD,
President,
Model Cities Policy Board.

Referred to Mayor's Office and Committee of the Whole.

Letter (a)

February 13, 1975

To the Honorable Mayor
and Members of City Council
Gentlemen:

The Traffic Board recommends for Council's consideration the following parking regulation:

NO PARKING AT ANY TIME

Erie Street—South side—Cedar St. to Larch St.

The opening of the Aaro Rental office on Erie Street will generate substantial truck

traffic. Adequate off-street parking has been provided for the other businesses on Erie Street.

Respectfully submitted,
LANSING TRAFFIC BOARD
Raymond O. Severy,
Secretary.

Referred to Committee on Public Safety.

REPORT OF COMMITTEE

The Committee on PUBLIC SAFETY, to whom was referred the recommendation of the Traffic Board that parking regulation be changed on Erie Street, south side from Cedar St. to Larch St., to NO PARKING AT ANY TIME, reports as follows:

The Committee concurs in the recommendation of the Traffic Board.

Signed:

TERRY J. MCKANE,
ROGER T. MAY,
WILLIAM A. BRENKE,
JOHN T. ANAS,
JOEL I. FERGUSON,
Committee on Public Safety.

By Councilman McKane—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

Letter (b)

February 13, 1975

To the Honorable Mayor and
Members of City Council
Gentlemen:

Stanley Street from West Saginaw Street to North Genesee Drive has been one-way southbound for several years. Inadvertently, this regulation has been omitted from the schedule of One-Way Streets.

The Traffic Board, at its February 12, 1975 meeting recommended the following addition to the schedule of One-Way Streets:

Stanley Street to be One-Way southbound from West Saginaw Street to North Genesee Drive.

The recommendation was by unanimous vote.

Respectfully submitted,
LANSING TRAFFIC BOARD
Raymond O. Severy,
Secretary.

Referred to Committee on Public Safety.

REPORT OF COMMITTEE

The Committee on PUBLIC SAFETY, to whom was referred the recommendation of the Traffic Board that Stanley Street from West Saginaw Street to North Genesee Drive be ONE-WAY Southbound, reports as follows:

The Committee concurs with the recommendation of the Traffic Board.

Signed:

TERRY J. McKANE,
ROGER T. MAY,
WILLIAM A. BRENKE,
JOHN T. ANAS,
JOEL I. FERGUSON,
Committee on Public Safety.

By Councilman McKane—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

February 13, 1975

Honorable Mayor and
Members of City Council
City of Lansing
City Hall
Lansing, Michigan
Gentlemen:

On December 5, 1974, we were requested by Mr. Rod Fink, Planning Department, for comments and requirements or recommendations for the vacation of the southerly 358.4 feet of Joshua Street. At that time, or response by Mr. Roger Onhaug, Director of Engineering, was as follows:

"The Electrical Engineering Section requests that if this portion of Joshua Street is vacated the right-of-way be retained for the existing overhead distribution line shown on the east side of the street.

"Water Division has no objection to vacation so long as utility easements are retained."

On January 6, 1975, City Council referred to the Planning Board and Public Service Board a letter from Progressive Realty of Lansing, Inc., for the "abandonment of the 55 foot Joshua Street Extension a distance from the North line of Miller Road to the South line of Dellen, Lansing, Michigan." In the reply to Council dated February 6, 1975 the Board of Public Service recommended approval of this abandonment "subject to retention of easements" and "the Board of Water & Light's signature on the petition would be required."

Abandonment of this additional 190 foot of Joshua would leave two parcels

landlocked, one of which is property owned by the Board of Water and Light at 6015 S. Joshua, the site of our Well 80-10. As you can understand we must have ingress and egress to this property to service and maintain our well.

The Board of Water and Light, therefore, objects to the abandonment of this additional 190 foot extension of Joshua Street (from the South line of Dellen Street 190 ft. south on Joshua Street), and will not agree to sign a petition as required in the letter from the Public Service Board.

Respectfully submitted,

BOARD OF WATER AND
LIGHT
Donna Smieska, Secretary.

Referred to Committee on Planning and Committee on Public Service and Highways.

February 13, 1975

Honorable Mayor and Members
of the Lansing City Council
City Hall
Lansing, Michigan
Gentlemen:

On February 26, 1973, the Board of Water and Light of the City of Lansing adopted a recommendation that the firm of Main LaFrentz & Co., be retained to audit the Board's operation for the fiscal year ending June 30, 1973. It was further recommended that auditors be selected on a minimum three-year cycle to establish a continuity of audits and eliminate start-up costs each year. The Board would then obtain a written proposal each year and advise City Council of the merits of continuing with the same auditor. This procedure was followed last year at which time Main LaFrentz & Co., were awarded the audit of the books of the Board of Water and Light for the fiscal year ending June 30, 1974.

As per the attached resolution, the Board of Water and Light is again recommending that Main LaFrentz & Co., be retained to audit the Board's books for the fiscal year ending June 30, 1975. A copy of their proposal is attached.

Respectfully submitted,

BOARD OF WATER AND
LIGHT
Donna Smieska, Secretary.

Referred to Committee on Finance.

February 11, 1975

Honorable Mayor Pro-Tem Jack Gunther
and Members of the Lansing City Council
City Hall
Lansing, Michigan

Dear Mayor Pro-Tem Gunther
and Council Members:

Attached you will find a recent letter received by this office from Mr. John I. Whitmyer, Ingham County Clerk, recommending the City of Lansing consider Public Act 160 entitled "Boundary Adjustment Act of 1974," as a method to alleviate possible election day difficulties. It is being forwarded to you for your attention and disposition.

Respectfully,

GERALD W. GRAVES,
Mayor.

Referred to City Attorney and City Clerk.

February 14, 1975

Honorable Mayor Pro Tem and

Lansing City Council

Tenth Floor—City Hall

Lansing, Michigan

Dear Mayor Pro Tem and
Council Members:

This is to advise you that on Friday, February 12, 1975, my office received an official communication from the Lansing Tri-County Regional Manpower Administration detailing a summary of the Modification for Final Funding for FY-1975 Title VI programs.

The funding allocation for the City of Lansing has now been established at \$619,996 which equates to approximately 89 CETA positions that will be made available to all City operating departments.

I would again point out that we were originally advised by the Regional Manpower Consortium on January 13, 1975, that the formula for Title VI funding appropriations to the City of Lansing, would be \$748,163. This reduced figure has resulted in the city's having to reduce the number of jobs which were originally planned from some 125 to 89, a difference of 36. Hopefully, the latest figures supplied by the Tri-County Consortium are now firm so that further contact recomputations and revisions will not be necessary.

The Tri-County Regional Manpower Board Member from my office, reports that the Title II slot build-up transition recommendations received and approved at the Board Meeting on February 5, 1975, were as follows:

1. Utilize Title II lapse funds for short term work projects (To 6-30-75 or transfer to Title VI on 7-1-75).
2. Re-evaluate unfilled Title II slots to determine if the funds could be better utilized in short term work projects.

3. Continue to petition the Department of Labor to allow unexpended funds to be carried over into FY-76.
4. Where feasible utilize Title II funds to start Title VI program slots (transfer from Title II to Title VI 7-1-75).
5. Have local Re-planning completed by 2-28-75.
6. Set aside all Title VI lapse funds to ease any transition problems developed on 7-1-75.

Also, I have been advised by the Executive Director of the Tri-County Regional Manpower Administration, that they are unable to estimate the level of funds that will be provided for Title II programs for FY-76. It appears from preliminary reports on the President's budget request for manpower funding, that he is requesting less than the combined total for FY-74 and FY-75. It is also interesting to note that two fiscal year allocations during FY-75 and dollar re-planning requirements brought about by overall consortium hiring activities, has resulted in a build-up of the end of the year slot levels beyond that which could be maintained for an equal amount of money over a twelve (12) month period.

The attached chart clearly illustrates the situation and some of the potential problems which may arise by July 1, 1975. The chart was provided to us by the Tri-County Regional Manpower Consortium.

I also, report, herein, that the highly complexed procedures in estriably and structurally linked with the management expertise required to operate all manpower programs, has now been streamlined by the development of, and overall performance rating system (OPRS). So that everyone concerned may better understand and interpret the intricate programmatic factors involved in program evaluations, I have attached a copy of OPRS for your use. Reference to this simplified code system should enable anyone to adequately answer all inquiries which may be made relative to Manpower Planning Programs. Should you have any questions concerning OPRS, please direct those to the Chariman of the Consortium.

The Administrative Staff of the Tri-County Regional Manpower Consortium seems to be untiring in its efforts to provide the City of Lansing with functional, systematized policy making tools which afford the necessary options for monitored programming flexibility.

As further consortium events occur, you will be advised accordingly.

Respectfully,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

February 17, 1975

Honorable Mayor Pro-Tem Jack Gunther
and Members of the Lansing City Council
City Hall

Lansing, Michigan

Dear Mayor Pro-Tem Gunther
and Council Members:

Pursuant to the authority granted this office under the City Council Resolution of February 3, 1975, approving the administrative structure for the City of Lansing's Community Development program, please be advised that I am hereby appointing Mr. Ralph Cascarilla to fill the position of Acting Director for the Community Development Management Department. Mr. Cascarilla will assume the responsibilities and duties prescribed in the heretofore referenced Resolution, while concurrently maintaining his present position, until such time as the enabling ordinance for the Department is adopted and the Director's position is formally established by the City Council.

As a member of the City Council's Technical Planning Committee, he has been instrumental in preparing the City's Community Development Plan to date and is knowledgeable of its full scope and demands. Serving as my Administrative Assistant for the past three years, Mr. Cascarilla has developed an extensive range of experience in all phases of City government operations that will, in my estimation, enable him to outstandingly perform his new duties. I believe he possesses an excellent combination of youth, practical experience and educational training that will guarantee the citizens of Lansing a high degree of professionalism and commitment as we begin this important undertaking.

Respectfully,

GERALD W. GRAVES,
Mayor.

By Councilman Gunther—

That we concur in the appointment of the Mayor.

Carried.

The public may now address the City Council on any of the following Resolutions—You may speak only for 3-minutes on any one Resolution.

No persons spoke.

RESOLUTIONS

By Committee on Public Service
and Highways—

Resolved by the City Council of the City of Lansing:

That the proposed Agreement between the Michigan State Highway Commission

and the City of Lansing for the purpose of the installation of two over-height detection systems on Pennsylvania Avenue at Structure X2 of 33-6-19 which carries the tracks of the Grand Trunk Western Railroad over Pennsylvania Avenue at Potter Park, be approved, and

That the Mayor and City Clerk be authorized to sign this Agreement upon certification of the City Controller as to the availability of funds, and after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and
Properties—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing Building Commissioner determined on October 24, 1974, that the building located at 1118 Kingsley Ct. described as: 3301-17-404-211, Lansing, Michigan, was an unsafe or dangerous building as defined in Section 203 of the Uniform Building Code and the housing law of Michigan, and

Whereas, the Building Commissioner issued a notice to Mr. William G. Jenkins, 315 Hollister Bldg., Lansing, Michigan, owner, as appears from the last local tax assessment records, requesting him to appear at a hearing to show cause why the building should not be demolished or otherwise made safe; and

Whereas, a hearing before the Hearing Board was held January 30, 1975, at which hearing Mr. Jenkins did appear, and the Hearing Officers determined that the building did not meet minimum housing code standards and ordered the building demolished or otherwise made safe; and

Whereas, said Hearing Officers have filed a report of their findings and order with the Lansing City Council, and have requested the City Council to take appropriate action under Section 203 of the Uniform Building Code and the housing law of Michigan, to require that said building be demolished or otherwise made safe; now, therefore, be it

Resolved, that a hearing be scheduled for March 10, 1975, at 7:30 o'clock p.m., at the chambers of the Lansing City Council, to review the findings and order of the Hearing Officers, and to approve, disapprove, or modify said order, and that the owner shall have the opportunity to appear at the hearing and show cause why the aforesaid building should not be demolished or otherwise made safe; now, therefore, be it further

Resolved, that written notice of the time and place of said hearing shall be personally served or mailed by certified mail, return receipt requested, to said owner in

whose name the property appears according to the last local tax assessment records; and that said notice shall be served or mailed at least ten (10) days prior to said hearing date.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and Properties—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing Building Commissioner determined on July 3, 1975, that the building located at 1815 Olds Ave. described as: 3301-20-136-041-2, Lansing, Michigan, was an unsafe or dangerous building as defined in Section 203 of the Uniform Building Code and the housing law of Michigan, and

Whereas, the Building Commissioner issued a notice to Mr. Gerald W. Lett of 534 McPherson, Lansing, Michigan, owner, as appears from the last local tax assessment records, requesting him to appear at a hearing to show cause why the building should not be demolished or otherwise made safe; and

Whereas, a hearing before the Hearing Board was held January 30, 1975, at which hearing Mr. Letts did not appear, and the Hearing Officers determined that the building did not meet minimum housing code standards and ordered the building demolished or otherwise made safe; and

Whereas, said Hearing Officers have filed a report of their findings and order with the Lansing City Council, and have requested the City Council to take appropriate action under Section 203 of the Uniform Building Code and the housing law of Michigan, to require that said building be demolished or otherwise made safe; now, therefore, be it

Resolved, that a hearing be scheduled for March -10, 1975, at 7:30 o'clock p.m., at the chambers of the Lansing City Council, to review the findings and order of the Hearing Officers, and to approve, disapprove, or modify said order, and that the owner shall have the opportunity to appear at the hearing and show cause why the aforesaid building should not be demolished or otherwise made safe; now, therefore, be it further

Resolved, that written notice of the time and place of said hearing shall be personally served or mailed by certified mail, return receipt requested, to said owner in whose name the property appears according to the last local tax assessment records; and that said notice shall be served or mailed at least ten (10) days prior to said hearing date.

Adopted by the following vote:

Unanimously.

By Committee on Redevelopment—

Resolved by the City Council of the City of Lansing:

RESOLUTION AUTHORIZING THE SALE, ISSUANCE AND DELIVERY OF PROJECT NOTES IN THE AGGREGATE PRINCIPAL AMOUNT OF \$3,120,000 AND THE EXECUTION OF REQUISITION AGREEMENT NO. 1—1975

Whereas, the City of Lansing (herein called the "Local Issuing Agency") has entered into one or more contracts (which together with any supplements thereto or amendments or waivers of any provisions thereof, are herein called the "contract") with the United States of America (herein called the "Government") providing for a loan by the Government to the Local Issuing Agency for financing the urban renewal, low-rent housing or redevelopment project described in the contract and herein called the "Project"; and

Whereas, pursuant to advertisement for the receipt of proposals for the purchase of the First Series 1975 of Project Notes (herein sometimes called "New Project Notes") of the Local Issuing Agency aggregating \$3,120,000, which appeared in a Notice of Sale published on January 24, 1975, in The State Journal in the City of Lansing, Michigan and The Daily Bond Buyer in the City of New York, New York, proposals for the purchase of the New Project Notes in the form approved by the local issuing agency were received, opened and canvassed at the time and place mentioned in said advertisement, to wit: at the Office of the City Clerk, 9th Floor, City Hall, in the City of Lansing, Michigan 48933, at one o'clock P.M., E.S.T. on February 11, 1975, which proposals are as follows:

Name of Bidder

Bankers Trust Co. with Bank of America, N. T. and S. A.

Interest Rate	3.54%
Principal Amount	\$3,120,000
Premium	\$ 80.00

Chemical Bank, In Association with A. G. Becker & Co. Municipal Securities, Inc.

Interest Rate	3.64%
Principal Amount	\$3,120,000
Premium	\$ 33.00

Salmon Brothers with Morgan Guaranty Trust Co. of N. Y.

Interest Rate	3.68%
Principal Amount	\$3,120,000
Premium	\$ 64.00

Detroit Bank & Trust

Interest Rate	4.82%
Principal Amount	\$3,120,000
Premium	\$ 10.00

Now, Therefore, Be It Resolved by the Local Issuing Agency as follows:

Section 1. The aforesaid publication of the Notice of Sale and the form and contents thereof as so published are hereby, in all respects, approved, ratified and confirmed.

Section 2. In order to provide funds to pay expenses incurred or to be incurred in the development of the Project, or to refund, renew or extend its outstanding Notes issued in connection therewith, the Local Issuing Agency hereby determines to borrow the sum of Three Million One Hundred Twenty Thousand Dollars (\$3,120,000) and issue its negotiable Project Notes therefore.

Section 3. The Local Issuing Agency hereby ratifies and approves the form of each proposal hereinafter in this Section 3 enumerated for the purchase of the designated principal amount of Notes and determines that each such proposal offers to purchase such Notes at the lowest interest rate and is therefore accepted, and said Notes are hereby awarded to the purchaser, as follows:

Principal Amount \$3,120,000
Interest Rate 3.54%

Purchaser—Bankers Trust Company, New York, New York with Bank of America National Trust and Savings Association, San Francisco, California

Section 4. Each Note shall be dated March 11, 1975, shall be payable as to both principal and interest to bearer, on August 15, 1975, and, pursuant to each proposal for the purchase of said Notes hereinabove accepted, shall bear the rate of interest per annum, payable at maturity; shall bear the numbers and be in the denominations; and shall be payable as to both principal and interest at the incorporated bank having trust powers or incorporated trust company, as follows:

Purchaser

Bankers Trust Company, New York, New York with Bank of America National Trust and Savings Association, San Francisco, California

Numbers 1-18—Denominations \$100,000
Numbers 19-32—Denominations 50,000
Numbers 33-56—Denominations 25,000
Numbers 57-58—Denominations 10,000
Interest Rate 3.54%

Payable to—Bankers Trust Company, New York, New York

None of such Notes shall be valid until after the bank or trust company at which it is payable shall have signed the agreement, appearing on each Note, to act as paying agent thereof. Each such Note shall be executed in the name of the Local Issu-

ing Agency by the manual or facsimile signature of the Mayor and countersigned by the City Clerk of the Local Issuing Agency and shall have the corporate seal of the Local Issuing Agency impressed, imprinted or reproduced thereon and attested by the City Clerk, and said officers are hereby authorized and directed to cause said Notes to be properly executed.

Section 5. Each such Note shall be in substantially the form of HUD-9010, which is incorporated herein by reference, and shall be secured by an agreement entitled "Requisition Agreement No. 1-1975" (hereinafter called the "Requisition Agreement"), in substantially the form of HUD-9003, which is incorporated herein by reference, to be entered into between the Local Issuing Agency and the Government.

Section 6. The Requisition Agreement shall be executed in the name of the Local Issuing Agency by the manual or facsimile signature of the Mayor of the Local Issuing Agency and shall have the corporate seal of the Local Issuing Agency impressed, imprinted or reproduced thereon and attested by the City Clerk, and said officers are hereby authorized and directed to cause the Requisition Agreement to be properly executed.

Section 7. For the punctual payment of the principal of and interest on the New Project Notes, the Local Issuing Agency hereby expressly and irrevocably promises to pay any sums which may be received from the Government pursuant to the Requisition Agreement relating to such series of Project Notes and said Agreement, when executed by the Government, is hereby declared to be and is hereby assigned by the Local Issuing Agency for the benefit of the holder or holders from time to time of the New Project Notes. All contributions, funds and amounts authorized or required by the Contract to be applied to the payment of Project Loan Notes (referred to in the Contract as "Project Temporary Loan Obligations," "Advance Notes" or "Permanent Notes") as issued in connection with the Project are hereby irrevocably pledged to secure the payment of the principal of and interest to maturity on the New Project Notes.

Such pledge and the lien created thereby shall cease and terminate when monies or investment securities convertible into cash not later than the maturity date of the New Project Notes, sufficient and for the purpose of paying the principal and interest to maturity of such Notes, are deposited with the paying agent or agents for such Notes.

Section 8. The proceeds derived from the sale of the New Project Notes, together with such amount of other funds of the Local Issuing Agency as may be necessary, shall be applied, simultaneously with the receipt of said proceeds, in accordance with the provisions of the Requisition Agreement.

Section 9. The City Treasurer is hereby authorized and directed to send promptly a letter to each paying agent for the New Project Notes in substantially the form of HUD-9004, which is incorporated herein by reference, and to transmit therewith (a) the New Project Notes for which the addressee is the paying agent for delivery and payment and (b) a signature certificate and receipt, in accordance with the terms of said letter, and to take such other actions as may be required to complete the delivery transaction in accordance with the terms of the letter to the paying agent.

Section 10. This Resolution shall take effect immediately.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas: The City has been funded under contract with the United States Department of Labor, Manpower Administration for the Emergency Employment Act of 1971, and

Whereas: The Federal Government will permit an extension for the expenditures of present funding through June 30, 1975,

Whereas: Said modification to the original contract has been prepared in accordance with Federal instructions;

Therefore, Be It Resolved, that the City Council approves the contract modification and authorizes the Mayor and other City Officials to sign and file the document with the proper officials of the United States Government.

Adopted by the following vote:

Unanimously.

By Councilman McKane—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council created a 911 Implementation Committee on December, 1974; and

Whereas, it is the stated policy of the Council that the 911 Emergency Telephone System should be a regional system; and

Whereas, the Lansing Township Board of Supervisors has agreed to join Lansing in this endeavor;

Now, Therefore, Be It Resolved, that the Lansing City Council invites the Lansing Township Board of Supervisors to appoint a representative as a permanent, voting member of the Lansing 911 Implementation Committee.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and Properties—

Resolved by the City Council of the City of Lansing:

Whereas, an Offer to Purchase Agreement, by and between the Estate of Charles Spagnuola as Seller and the City of Lansing as Purchaser has been prepared on certain property described as:

Lot 15, Sub Lots 1, 2, 3, 4, and 5 of Block 244, Original Plat, City of Lansing, Ingham County, Michigan (313 N. Larch St.);

and

Whereas, said Agreement was determined to be satisfactory; and

Whereas, the price for subject property is \$83,000.00 which is within the Fair Market Value as appraised; and

Whereas, the Mayor and City Clerk have executed said Agreement on behalf of the City of Lansing;

Now, Therefore, Be It Resolved, that the City Controller is authorized and directed to transfer funds from account No. 101-936-020-975 (Capitol Improvement Building Fund), in the amount of Eighty-Three Thousand Dollars (\$83,000.00) to pay the Estate of Charles Spagnuola for the purchase of subject property and expenses incident thereto, and that the deed to said property be accepted upon receipt thereof and approval as to form by the City Attorney.

Councilman Blair abstained from voting.

Adopted by the following vote:

Unanimously.

By Committee on Planning—

Resolved by the City Council of the City of Lansing:

ROW I-75

Vacation of West Portion of Kingsley Court

Whereas, a request, by Theodore J. Haskell, Director of Parks and Recreation Department of the City of Lansing, has been submitted to the City Council of the City of Lansing to vacate that portion of Kingsley Court from the east right-of-way lines of Huron Street to the west property line of Lot 65 of Assessor's Plat No. 3, City of Lansing, County of Ingham, State of Michigan, and

Whereas, the request was referred to the Planning Board and the Public Service Board, who have reviewed the request, and recommended approval.

Now, Therefore, Be It Resolved that the City Clerk of the City of Lansing, within

30 days hereafter, shall forward a certified copy of this Resolution to the Auditor General of the State of Michigan and a certified copy to the Register of Deeds of Ingham County for recording, and upon receipt of proof recording, by the City Clerk, that the above referred to portion of street be vacated, subject further, however, to the following:

1. That the property located at 1201 Kingsley Court be acquired by the City, or satisfactory sewer connection be made to the east until such time as the property is cleared.
2. That the Public Service Department investigate the possibility of providing sanitary sewer for 1139 and 1201 Kingsley Court from another line. If that is not possible, then the property in question shall be acquired by the City.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, a proposed contract has been developed by and between the City of Lansing, through the Lansing City Demonstration Agency, and the Youth Development Corporation, Incorporated to provide for a YDC-YES program (PN-31); and

Whereas, said proposed Contract (effective from January 1, 1975 through June 30, 1975) is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and the City Clerk are hereby directed to sign said proposed Contract on behalf of the City of Lansing, after approval as to form by the City Attorney and after certification by the Director of Finance and the CDA Fiscal Officer as to the availability of funds.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Ferguson, Gunther, May, McKane—6.

Nays: Councilmen Blair, Brenke—2.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows:

\$8,000.00 from Emergency Fund
A/C 101-940-000-962

\$4,000.00 to Operating Supplies—
CETA A/C 101-239-000-740

4,000.00 to Equipment—CETA
A/C 101-239-000-977

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows:

\$ 6,013.00 from Salaries—Housing
A/C 153-860-001-702.02

22,952.00 from Fringe Benefits—City
A/C 153-860-001-715.01

2,650.00 from Fringe Benefits—Housing
A/C 153-860-001-715.02

\$29,376.00 to Salaries—City
A/C 153-860-001-702.01

441.00 to Fringe Benefits—CATA
A/C 153-860-001-715.05

270.00 to Medical Expense
A/C 153-860-001-828

1,528.00 to Administration
A/C 153-860-001-956

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT V

By Committee on Public Service
and Highways—

Resolved by the City Council of the City of Lansing:

That the supplementary special assess-

ment roll for removing dead and hazardous trees from private property:

Assessment Roll No. 27-T

1306 N. Genesee Drive.

1322 Whyte Street

821 Jerome Street.

as returned by the City Assessor be and the same is hereby ratified and confirmed, and that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to refund to all persons who have paid said tax as originally assessed the pro rata amount of difference as shown in said supplementary roll, and collect all unpaid tax as shown on said roll on or before May 17, 1975.

Adopted by the following vote:

Unanimously.

By Committee on Public Service
and Highways—

Resolved by the City Council of the City
of Lansing:

That the supplementary special assessment roll for Demolition:

Assessment Roll No. 16-K

1623 Neller Court.

as returned by the City Assessor be and the same is hereby ratified and confirmed, and that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to refund to all persons who have paid said tax as originally assessed the pro rata amount of difference as shown in said supplementary roll, and collect all unpaid tax as shown on said roll on or before May 17, 1975.

Adopted by the following vote:

Unanimously.

By Committee on Public Service
and Highways—

Resolved by the City Council of the City
of Lansing:

That the supplementary special assessment roll for a hook-up charge:

Assessment Roll No. 249

1832 Hoyt Street.

as returned by the City Assessor be and the same is hereby ratified and confirmed, and that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to refund to all persons who have paid said tax as originally assessed the pro rata amount of difference as shown in said supplementary

roll, and collect all unpaid tax as shown on said roll on or before May 17, 1975.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City
of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$5,195,584.70.

Signed:

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

ORDINANCES

By Councilman Belen—

The Committee reported that it had considered ordinances providing that the Code of Ordinances, City of Lansing, Michigan, be amended by:

- a. Repealing Section 31-71 of Code and declaring same to be null and void and of no effect.
- b. Adding a new section numbered 31-71 to Code (Time limits—as designated meters, exemption of political divisions and public utility franchise).
- c. Repealing of Chapter 25 of Code and declaring same to be null and void and of no effect.
- d. Adding a New Chapter to be numbered 9C and by adding sections numbered 9C-1 through 9C-19 inclusive of said Code (Adoption of Uniform Plumbing Code).

and recommended that the ordinances be passed.

Carried.

ORDINANCE NO. 380

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by repealing of section 31-71 of the Code and declaring same to be null and void and of no effect be placed on order of immediate passage.

Carried.

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by repealing of Section 31-71 of the Code and declaring same to be null and void and of no effect be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 380

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REPEAL OF SECTION 31-71 OF THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, AND DECLARING SAME TO BE NULL AND VOID AND OF NO EFFECT.

The City of Lansing Ordains:

Section 1. That Section 31-71 of the Code of Ordinances, City of Lansing, Michigan, is hereby repealed and declared null and void and of no effect.

ORDINANCE NO. 381

(Time Limits—as Designated, Meters, Exemption of Political Divisions and Public Utility Franchise).

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by adding a new section to be numbered 31-71 to Code be placed on order of immediate passage.

Carried.

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by adding a new section to be numbered 31-71 to Code be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 381

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, BE AMENDED BY ADDING A NEW SECTION TO BE NUMBERED 31-71.

The City of Lansing Ordains:

Section 1. That the Code of Ordinances of the City of Lansing, Michigan, be amended by adding a new section to be numbered 31-71 to read as follows:

Sec. 31-71. Time limits—as designated, meters, exemption of political divisions and public utility franchise.

The provisions of this chapter, prohibiting the standing or parking of a vehicle, shall apply at all times or at those times specified within the chapter or as indicated on official signs except when it is necessary to stop a vehicle to avoid conflict with other traffic or in compliance with the directions of a police officer; provided, however, in streets or parts of streets, described in Schedule VI, contained in Section 31-183 hereof, and all areas regulated by parking meters, any driver of a vehicle owned by, or operated for the City of Lansing, any emergency vehicle of this jurisdiction or any political subdivision of the State of Michigan which is identifiable as such a vehicle by a sign, permit, emblem, sticker, or other device approved by the Traffic Department, any vehicle owned by a public utility franchised by the City of Lansing which is identifiable as such a vehicle by a sign, permit, emblem, sticker, or other device approved by the Traffic Department, shall be entitled to park such motor vehicle free and for a period not to exceed nine hours on any of the streets or parts of streets wherein parking is so limited, except where such limitation is for a period of less than one hour by ordinance and, such driver or owner shall be exempt from any violation resulting from such parking.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

ORDINANCE NO. 382

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by repealing of Chapter 25 of the Code and declaring same to be null and void and of no effect be placed on order of immediate passage.

Carried.

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by repealing of Chapter 25 of the Code and declaring same to be null and void and of no effect be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 382

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REPEAL OF CHAPTER 25 OF THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, AND DECLARING SAME TO BE NULL AND VOID AND OF NO EFFECT.

The City of Lansing Ordains:

Section 1. That Chapter 25 of the Code of Ordinances, City of Lansing, Michigan, is hereby repealed and declared null and void and of no effect. Provided, however, proceedings pending and rights and liabilities existing, acquired or incurred under existing plumbing regulations as long as they remain in effect are saved. The proceedings may be consummated according to the law in force when the proceedings were commenced. This ordinance shall not be construed to alter, affect, or abate a pending prosecution, or prevent prosecution hereafter instituted under such repealed plumbing regulations for offenses committed as long as the plumbing regulations remain in effect. Prosecutions instituted after the repeal of existing plumbing regulations for offenses committed before the effective date of the repeal may be continued or instituted in accordance with plumbing regulations in effect at the time of the offense.

ORDINANCE NO. 383

(Adoption of Uniform Plumbing Code)

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by adding a New Chapter to be numbered 9C and by adding sections numbered 9C-1 through 9C-19 inclusive to said Code, be placed on order of immediate passage.

Carried.

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by adding a new Chapter to be numbered 9C and by adding sections 9C-1 through 9C-19 inclusive to said Code be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 383

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, BE

AMENDED BY ADDING A NEW CHAPTER TO BE NUMBERED 9C AND BY ADDING SECTIONS NUMBERED 9C-1 THROUGH 9C-19 INCLUSIVE, OF SAID CODE.

The City of Lansing Ordains:

Section 1. That the Code of Ordinances of the City of Lansing, Michigan, be amended by adding a new Chapter to be numbered 9C and sections to be numbered 9C-1 through 9C-19 inclusive, to read as follows:

Sec. 9C-1. Adoption of Uniform Plumbing Code.

That certain document or booklet accompanying this ordinance, an official copy of which is on file in the office of the City Clerk of the City of Lansing, being marked and designated as the Uniform Plumbing Code, 1973 Edition, published by the International Association of Plumbing and Mechanical Officials, is hereby adopted and made part of the "Lansing Uniform Building Code" pursuant to the authority vested in the City of Lansing by 1909 PA 279 as amended by 1973 PA 81.

This Code provides regulations for erection, installation, alteration, repair, relocation, replacement, addition to, use, or maintenance of any plumbing or drainage systems except that any private or on site sewage disposal system or any private or on site water supply system shall be constructed and maintained in accordance with applicable provisions of the Ingham County Sanitation Code.

The provisions of this Chapter pertaining to plumbing or drainage systems shall not be deemed to extend beyond the property line of any lot, nor shall any permit issued hereunder be construed as giving the right to connect with a public sewer or water main.

Sec. 9C-2. Board of Plumbing-Created.

The Mayor, with the advice and consent of the Council, shall appoint a Board of Plumbing to serve for a term of four years. The Board of Plumbing shall consist of seven members, of whom one shall be the city engineer, two active employing master plumbers with ten years' experience, two active journeymen licensed plumbers with ten years' experience, and two citizens of the city who are not engaged in the plumbing or building business. The Board of Plumbing shall create its own organization having a President and Secretary. The Chief Plumbing Inspector, otherwise known as the Plumbing Official, shall serve as a liaison between the Building Commissioner and the Plumbing Board and shall be authorized to attend all meetings in a non-voting capacity.

Sec. 9C-3. Authority of Board.

(1) The Board of Plumbing shall consider all proposed amendments to the Uniform Plumbing Code, promulgated to safe-

guard the standards for the installation and alteration of plumbing within the City of Lansing, and shall make recommendations regarding the same to the City Council.

(2) If a vacancy occurs in the office of the Plumbing Official, the Plumbing Board shall submit the name(s) of a qualified Person(s) to the Building Commissioner for his consideration. The Building Commissioner shall then appoint a person to the office of Plumbing Official but he may appoint a person whose name was not on the list submitted to him. The Plumbing Official shall have the qualifications of having a journeyman's license for at least ten (10) years prior to the time of his appointment.

(3) The Plumbing Board shall make all necessary rules, regulations and interpretation and applications of the Code and shall direct the Plumbing Official to implement and enforce the same. The Board shall direct the Plumbing Inspectors only in the areas of its technical expertise, leaving administrative direction to the Building Commissioner. Appeals from decisions, rules, regulations, and interpretations shall be submitted to the Board of Appeals.

Sec. 9C-4. Permit Application; Conditions of Issuance.

Any person desiring to install or alter plumbing in the city shall make application therefor at the office of the Plumbing Official. Such application shall be addressed to the Plumbing Official, and shall be accompanied by the necessary permit and inspection fees, and by a plan showing the proposed installation or alteration. If such application is in proper form and the proposed installation or alteration will not violate the law or the rules and regulations to be promulgated hereunder, a permit shall be issued for the work named in the application. Such permit shall be posted on the premises where the work is to be done and shall remain posted until final inspection and approval. If the application is not in proper form it shall be referred to the Plumbing Official who shall have power to grant variations in order to prevent undue hardship provided such variations do not, in the opinion of the Plumbing Official, create a health hazard.

Sec. 9C-5. Owners Constitutional Privilege.

Nothing herein contained shall prohibit any bona fide owner from personally doing any work regulated by this Code in his own home or on his own premises at which he presently resides or is about to reside, provided that said owner shall:

- A. Furnish signed affidavit.
- B. Apply for and secure a permit.
- C. Pay the required fees.
- D. Do the work in accordance with this Code.

E. Do the work himself or herself.

F. Apply for inspections.

G. Receive the approval of the inspector.

Home owners privileges shall extend to single family residences only and shall not apply to any residence or structure from which a monetary gain is being received or is intended to be received or which is being used for commercial purposes.

A person may obtain home owners permits on only one residence in any twelve month period. The twelve month period shall commence from the date of the last home owner permit obtained by the home owner.

Sec. 9C-6. Advertising, Conditions Thereof.

Any person who shall for hire engage in the business of plumbing, drain laying or sewer cleaning in the City of Lansing, shall after the effective date of this section, have prominently displayed on all vehicles used to convey material and/or equipment, in lettering of two and one-half (2½) inches or more on each side of the vehicle, the business name under which the business operates.

Any word or words used in any sign, display, business form, or document, or advertising medium which indicates or tends to indicate that any person is qualified to contract for, supervise, install, repair, replace, remove or service any plumbing which requires a permit or inspection from the Plumbing Board of the City, shall be in violation of this Chapter unless uttered, published or displayed by authority of a licensed or registered master plumber whose place of business is known to and registered or recorded with the authority specified by the statutes of the State and the ordinances of the City, in this instance the Board of Plumbing. Specifically, the intention is to regulate sewer cleaners, welders, plumbing supply firms, refrigeration installers. Installers of fire sprinkler systems, and similar trades and vocations, so that they shall not advertise under the classifications or caption of "plumbers" or "plumbing" unless a licensed master plumber is authorized or responsible as part of the business so advertised.

Sec. 9C-7. Penalties, Revocation of Permit.

Any person who shall violate the provisions of this Chapter, or the rules and regulations which may be adopted hereunder, or who shall cover up work before it has been inspected and approved, shall have his permit revoked, and shall not be eligible to receive any future permits until all violations have been corrected to the satisfaction of the Plumbing Official, and shall also, upon conviction thereof, be subject to punishment as provided in Lansing ordinances, ch 1, §1-8. Each day such violation shall continue shall be deemed a separate offense.

Sec. 9C-8. Right of Entry.

Whenever necessary to make an inspection to enforce any of the provisions of this Code, or whenever the Plumbing Official or his authorized representative has reasonable cause to believe that there exists in any building or upon any premises, any condition which makes such building or premises unsafe as defined in Lansing ordinances, ch 9, §9-3(3), the Plumbing Official or his authorized representative may enter such building or premises at all reasonable times to inspect the same or to perform any duty imposed upon the Plumbing Official by this Code; provided that if such building or premises be occupied, he shall first present proper credentials and demand entry; and if such building or premises be unoccupied, he shall first make a reasonable effort to locate the owner or other persons having charge or control of the building or premises and demand entry. If such entry is refused or if the owner or other persons having charge or control of the building or premises cannot be located, the Plumbing Official or his authorized representative shall have recourse to every remedy provided by law to secure entry.

Sec. 9C-9. Stop Orders.

Whenever any work is being done contrary to the provisions of this Code, the Plumbing Official may order the work stopped by notice in writing served on any persons engaged in the doing or causing such work to be done, and any such persons shall forthwith stop such work until authorized by the Plumbing Official to proceed with the work.

Sec. 9C-10. Existing Equipment.

Plumbing and drainage systems, hot water heaters or other miscellaneous equipment lawfully installed prior to the effective date of this Code may have their existing use, maintenance or repair continued if the use, maintenance or repair is in accordance with the original design and location and is not a hazard to life, health, or property.

Sec. 9C-11. Authority to Condemn Equipment.

Whenever the Plumbing Official learns or ascertains that any plumbing equipment has become hazardous to life, health, or property, he shall order, in writing, that such equipment be restored to a condition of safety or be dismantled or removed from its present location. The written notice shall fix a time limit for compliance with such order. No person shall use or maintain the defective equipment after receiving such notice.

Sec. 9C-12. Liability.

The Plumbing Official or any employee charged with the enforcement of this Code, acting in good faith and without malice for the jurisdiction in the discharge of his duties, shall not thereby render himself

liable personally and he hereby is relieved from all personal liability for any damage that may accrue to persons or property as a result of any act required or by reason of any act or omission in the discharge of his duties. Any suit brought against the Plumbing Official or employees, because of such act or omission performed by him in the enforcement of any provisions of this Code, shall be defended by the City Attorney or his authorized representative until final termination of the proceedings.

Sec. 9C-13. Alternate Materials and Methods of Construction.

The provisions of this Code are not intended to prevent the use of any material or method of construction not specifically described by this Code, provided any such alternate has been approved.

The Plumbing Board may approve any such alternate provided it finds that the proposed design is satisfactory and complies with the provisions of this Code, and that the material, method, or work offered is, for the purpose intended, at least the equivalent of that prescribed in this Code in quality, strength, effectiveness, fire resistance, durability, and safety.

The Plumbing Board shall require that sufficient evidence or proof be submitted to substantiate any claims that may be made regarding its use.

Sec. 9C-14. Duties of Plumbing Official Shall Include:

- A. The examination and approval of plans and specifications.
- B. The inspection and/or reinspection of plumbing and drainage installations including sewers connecting to same.
- C. Witnessing tests as required herein.
- D. The issuance of certificates of inspection and approval.
- E. Keeping record of all violations and making complaints to proper prosecuting authorities.
- F. The enforcement of the Uniform Plumbing Code as adopted or amended.
- G. Keeping a record of all inspections made or complaints received and investigated, plans and specifications, examinations, notices served, applications for certificates, and all other duties as established by this Code.

Sec. 9C-15. Permits Required.

No person or persons shall excavate or obstruct any public or private street, alley or other thoroughfare, for the purpose of installing plumbing or sewerage, or connect to any private or public sewer; commence the construction, reconstruction, alteration or repair of a plumbing or sewerage system, without first obtaining a permit; provided however, that no permit will be necessary for the unstopping of sewers

or waste pipes. All such permits shall be subject to the rules and regulations of this Code or the rules and regulations of the municipal department having jurisdiction.

When making application for permit the following information should be furnished:

- A. Name and address of owner, agent, or other party for whom work is being done.
- B. Name and address of master plumber.
- C. Name and address of builder, contractor, architect or agent having charge of work.
- D. Location of work as regards municipality, street and number or lot and block when street and number are not available.
- E. Number and kind of fixtures to be installed or nature of reconstruction, alteration or repair.

The builder, architect or plumber may, and shall when required, file a plan and specification sheet showing the type of fixtures to be used, the location and size of all soil, waste and vent pipes; building drains and building sewer; inside conductor; the chases, recesses or pockets to be provided for their installation or for access to the same and the means provided to gain access to traps, cleanouts, fixtures, water control valves and other valves.

Sec. 9C-16. Fees.

For each permit issued a fee of three dollars (\$3.00) shall be charged to which the following fees shall be added, for each fixture (installed or location changed):

Water closet	\$1.00
Bath tub	1.00
Washstand	1.00
Sink, any kind	1.00
Garbage disposal	1.00
Automatic washer waste	1.00
Shower trap	1.00
Laundry tray	1.00
Dishwashing machine	1.00
Hot water heater	1.00
Floor drain	1.00
Urinal	1.00
Drinking fountain	1.00
Indirect waste	1.00
Water softener	1.00
Soil-waste vent piping	3.00

Water piping	3.00
Dental chair	1.00
Inside conductor	1.00
Catch basin or sump	1.00
Additional inspection	1.00
Final inspection	1.00
Rough inspection	1.00
Gas piping	3.00
Reinspection	5.00

Plumbing Safety Inspections of existing buildings for resale purposes, including a letter listing any corrections needed shall be performed on receipt of a written request and by payment of a fee, payable prior to issuance of said inspection report, of \$10.00 for single family residential buildings or \$10.00 per hour for other buildings.

Double Fee. Where work for which a permit is required by this Code is started or proceeded with, prior to obtaining said permit, the fees above specified shall be doubled, but the payment of such double fee shall not relieve any persons from fully complying with the requirements of this Code in the execution of the work nor from any other penalties prescribed herein.

Sec. 9C-17. Additional Permit, Fee Required.

A permit shall be required and an inspection fee shall be charged for the repair, cutting into or the installation of any soil pipe, waste pipe or fitting including replacement of all plumbing fixtures and relief valves.

Sec. 9C-18. Permits Regulated.

A. Except as otherwise provided in section 9C-5, permits for all plumbing work shall be issued only in the name of a person who is a registered licensed master plumber.

1. All work not performed under a home owners permit shall be performed under the entire supervision of a properly registered employing master plumber.
2. All work not performed under a home owners permit shall be done by licensed master or journeyman plumbers, or apprentices who are registered as such with the State Plumbing Board.
3. The Board of Plumbing may revoke the permit of any plumber who has violated any of the provisions of the rules and regulations governing plumbing or neglect of the plumber to make necessary changes as directed within three (3) days after notification.

B. Every permit issued by the Plumbing Official under the provisions of this Code shall expire by limitation and become null and void, if the work authorized by such permit is not commenced within 60 days from the date of such permit, or if the work authorized by such permit is suspended or abandoned at any time after the work is commenced for a period of 120 days. Before such work can be recommenced a new permit shall be first obtained to do so, and the fee therefore shall be one-half the amount required for a new permit for such work, provided no changes have been made or will be made in the original plans and specifications for such work; and provided, further, that such suspension or abandonment has not exceeded one year.

Sec. 9C-19. Severability.

The sections, paragraphs, sentences, clauses, and phrases of this ordinance are severable, and if any phrase, clause, sentence, paragraph, or section of this ordinance shall be declared invalid by the judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this ordinance.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

By Councilmen Gunther-Blair—

Resolved by the City Council of the City of Lansing:

That the rule prescribed in Sec. 5.5 (g) of the Charter relative to considering business not on the agenda, be waived.

Carried.

By Committee on Parks and Recreation—

Resolved by the City Council of the City of Lansing:

Whereas, on September 16, 1974 (Council Proceedings p. 836) City Council approved and authorized a contract with the Community Design Center to design and draw specifications for certain repair work to be carried out at the Dodge Mansion; and

Whereas, certain portions of the repair work have been delayed by weather and additional work must be done;

Now, Therefore, Be It Resolved that the time period of this contract be extended for a period of 90 days to allow for completion of the contract, and

Be It Further Resolved that the Director of Parks and Recreation and City Attorney will draw up the amendment to extend the contract and upon approval by City Attorney as to form, the Mayor and City Clerk are hereby authorized and directed to sign on behalf of the City.

Adopted by the following vote:

Unanimously.

By Councilman Blair—

Whereas, the City of Lansing, acting by and through the Housing Commission, requested from the Public Housing Administration, a program reservation for units of low rent housing to be developed and located within the corporate limits of the municipality, a Resolution of Cooperation between the City of Lansing, by and through the Lansing Housing Commission, and the Department of Housing and Urban Development was entered into, and

Whereas, the Department of Housing and Urban Development requests that the original Cooperation Agreement between a municipality and itself be reaffirmed before Modernization funds can be made available to the local Housing Commission for Modernization purposes.

Therefore, Let It Be Resolved that the City of Lansing reaffirms its Resolution of Cooperation with the Department of Housing and Urban Development, entered into on November 15, 1965, therefore complying with the requirements of the Department of Housing and Urban Development that such a reaffirmation be made by the municipality before funds could be made available to upgrade and modernize public housing within the corporate limits of the City.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing is vitally interested in the development of the Capitol Complex; and

Whereas, the City of Lansing has made tremendous financial contributions to the development of this Capitol Complex; and

Whereas, a very substantial tax base has been lost due to the removal of these properties from the tax rolls; and

Whereas, the City of Lansing desires to work with our local elected state officials;

Now, Therefore, Be It Resolved that the City of Lansing will do all it can to cooperate with the State of Michigan to develop this area, and

Be It Further Resolved, that a Committee consisting of Mayor Pro-Tem Jack D. Gunther, Councilmen James D. Blair, Joel I. Ferguson, Terry J. McKane and a representative from the Mayor's Office be appointed to work with Senator Earl Nelson and Representatives David Hollister, Thomas Holcomb and Lynn Jondahl to jointly present vital information to the legislature concerning this, and that all

departments in the City of Lansing are instructed to cooperate fully in this endeavor.

Adopted by the following vote:

Unanimously.

Council adjourned at 8:15 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

February 17, 1975

F/M

Address Correction Requested

139

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, February 24, 1975

CITY COUNCIL ROOMS

Lansing, Michigan
February 24, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Anas, Belen, Blair, Brenke, Ferguson, Gunther, May, McKane—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Belen.

Pledge of Allegiance was given by Jody Olds, Treasurer of Sexton High Student Council.

The record of the previous session was approved as printed.

Miss Theo Fulton
Lansing City Clerk
9th Floor, City Hall
Lansing, Michigan

February 19, 1975

Dear Miss Fulton:

Attached is a copy of my veto message as it relates to the approval of the Contract between the City of Lansing, through the City Demonstration Agency (Model Cities), and Youth Development Corporation—Youth Employment Service (PN-31), as approved by the City Council on Monday, February 17, 1975. It is submitted to you in accordance with Section 6.8 of Chapter 6 of the City Charter.

Sincerely,

GERALD W. GRAVES,
Mayor.

By Councilman Ferguson—

That the attached letter be considered read and the Council override the Mayor's veto.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Ferguson, Gunther, May, McKane—6.

Nays: Councilmen Blair, Brenke—2.

February 19, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

On Monday, February 17, 1975, you approved a contract between the City of Lansing through the City Demonstration Agency (Model Cities) and the Youth Development Corporation (PN-31), in the amount of \$212,199 and extended the contract from January 1, through June 30, 1975. The contract is quite similar to the one I vetoed on January 8, of this year, even though both you and I were advised on Monday that the problem of "top-heavy management" was corrected.

In analyzing the contract I originally vetoed and the one you just approved this past Monday, I note the following:

—Originally, the Top Management Personnel, not including fringes, Clerical and Service Personnel, was listed to receive in salaries \$79,244; in the new contract it amounts to \$79,059, or a difference during a six month period of \$185.

—Originally, the Top Management Personnel amounted to 17 in number; strangely, the new contract calls for 17 Top Management Personnel, also.

—Originally, the Average Salary Per Week for the Program Planner (5th position in the structure) was \$192.30; the new contract provides for an Average Salary Per Week of \$221.15.

—Originally, the salaries for the three positions listed as Clerical Personnel totaled \$12,000; in the new contract these three positions are financially downgraded to \$11,145, for a cut of \$855.

—Originally, the lower echelon Service Personnel (YES Aides and Work Interns, 104 in number) were scheduled to receive \$67,600; in the new contract the Service Personnel (YES Aides and Work Interns, 104 in number) were scheduled to receive the same amount.

What really has been changed in the top-heavy administrative costs are the 6th and 7th positions (Co-op Coordinators, 2 in number), from a cost of \$4,594 down to a cost of \$929, plus one additional Follow-Up Worker at \$3,837, for an actual increase of \$172. Other changes are not in the top-heavy administration, either. Though the Travel-Conference Account was decreased from \$1,000 to \$750, Mileage was increased by \$300 to \$5,565; the Repair and Management Account of \$120 was eliminated; the Office Supplies Account was cut from \$1,410 to \$750 and the six month Rent Account was cut from \$7,200 to \$5,400.

The aforementioned changes then brought about a new Recreation Account of \$2,124.

From the aforementioned, it should be pretty apparent that Model Cities and the Youth Development Corporation literally "whistled a fast one by you" under the guise that the top-heavy management structure problem had been solved. The fact of the matter shows that that problem is as bad as ever.

In my veto message of the YDC contract, dated January 8, 1975, one of the paragraphs read as follows:

"In short, I have seen nothing which has proven to me that the youth and the taxpayer are getting the most for their dollar, and I recommend that you immediately meet with the Lansing School District for the purposes of discussing an immediate take-over of the present YDC program for the good of everyone concerned, except the top-heavy management involved in YDC."

The aforementioned was agreed to and it came up for discussion in a meeting between yourselves and some members of the Lansing School Board one week ago. The School Board representatives expressed interest and requested that some detail be sent to them as soon as possible so that the matter could be formally discussed before the whole School Board. Now, and I dare say without any materials being forwarded to the School Board, you have extended the YDC contract and committed the very dollars discussed. This is not a logical way to operate.

Therefore, for these and other reasons, I invoke Section 6.8 of Chapter 6 of the City Charter, that grants veto power to the Mayor over matters adopted by the City Council. In accordance with this provision, and for the reasons heretofore mentioned, I place my veto over the contract in question.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

MECHANICAL DEVICES—Airport Bar (4), Golden Gate Restaurant, Warehouse Inn (7), Dog-N-Suds (2), Bzurpey's (10).

PUBLIC DRIVERS—Danny Dean McKay, Jeffrey P. O'Connell.

ELECTRICAL CONTRACTOR—Eltco Maintenance Co.

SECOND HAND STORE—Doris L. Fero.

TRANSIENT TRADESMAN—Harry M. Bittner.

Referred to Committee on Ordinance and Contracts.

Polaris Associates submits final plat of Warwick Subd. No. 2.

Referred to Planning Board and Public Service Board.

Summons filed in District Court by Capitol City Amusement, Inc. vs. Mayor, Chief of Police, 2 police Officers, City Attorney, Prosecuting Attorney, City Councilmen and City Clerk.

Referred to City Attorney.

The following petition was filed for rezoning:

Z-9-75—

314.5 feet of that part of North 80 rods of West $\frac{1}{2}$ of Northwest $\frac{1}{4}$ section 6 lying South of North Grand River Avenue, except the South 200 feet of East 157.25 feet of that part of North 225 feet of South 841 feet lying South of North Grand River Avenue and North 100 feet of South 650 feet of West 157.25 feet and North 100 feet of East 157.25 feet of South 532 feet thereof and East 314.5 feet of South 200 feet of North 80 rods of west $\frac{1}{2}$ of Northwest $\frac{1}{4}$, Section 6, T4N, R2W, City of Lansing, Ingham County, Michigan from "DM" Multiple Dwelling, "C" Two Family Residence and "A" One Family Residence Districts to a Community Unit Plan and "F" Commercial Districts—(5000 block of North Grand River Avenue—south side).

Referred to Planning Board.

Request from Dr. Murray Vinnik to place an identification sign in right-of-way at 116 Bingham St.

Referred to Building Commissioner and Public Service Department.

Request for 24-hour liquor permit for Lansing Symphony Association, Inc.—April 13, 1975—Civic Center.

Referred to Committee on City Affairs.

Copy of letter from Department of Natural Resources sent to John C. Ezze in regard to application for construction of three residences in flood plain.

Received and placed on file.

Letter from Mrs. Fleurett Bodell in regard to parking ticket.

Received and placed on file with copy to City Attorney.

Letter of thanks from Downtown Business Division for funds allocated for the construction of the Washington Square Mall.

Received and placed on file.

Letter from Charles "Chip" Rogers in regard to demolition of railroad tracks east of the Grand River between Saginaw Street and Michigan Avenue.

Referred to Redevelopment Board and Planning Board.

Letter from Gloria A. Fleming in regard to proposed "Garage Sale" ordinance.

Received and placed on file with copy to Committee on Ordinance and Contracts.

State Boundary Commission to conduct a public hearing on March 18, 1975, on proposed annexation of certain territory in Windsor Township to the City of Lansing.

Referred to City Attorney, City Assessor, Planning Director and Public Service Director.

REPORTS OF COMMITTEES

The Committee on ORDINANCE AND CONTRACTS approves the following applications and bonds for licenses:

MECHANICAL DEVICES—Airport Bar (4), Golden Gate Restaurant, Warehouse Inn (7), Dog-N-Suds (2), Bzurpey's (10).

PUBLIC DRIVERS—Danny Dean McKay, Jeffrey P. O'Connell.

ELECTRICAL CONTRACTOR—Elfeo Maintenance Co.

SECOND HAND STORE—Doris L. Fero.

TRANSIENT TRADESMAN—Harry M. Bittner.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Lansing Symphony Association, Inc., for permission to serve alcoholic beverages at the annual Cabaret Pops Concert on April 13, 1975, at the Lansing Civic Center, reports as follows:

The Committee recommends permission be granted provided the special 24-hour

liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on BUILDINGS AND PROPERTIES, to whom was referred the assignment of studying the Civic Center—Subject: Retainer for architect regarding the renovation of the Civic Center per the Committee report of February 3, 1975, reports as follows:

The Committee on February 20, 1975, retained the Warren Holmes Company and Kenneth Black Associate Architects, Incorporated, and requested the firm to submit a proposal for the renovation of the Civic Center, Design Development Phase, detailing the total construction costs and their corresponding time frames which denotes the renovation proposal per the architect's final report, page 19. The Committee also requested the architect to submit a cost estimate for the architect's fee based on two approaches: 1) total planning effort for the project, 2) piece meal approach for a three a(3) year phased renovation program.

Signed:

ROGER T. MAY,
JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
Committee on Buildings and Properties.

By Councilman May—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred the rezoning petition Z-14-72 for property at Southeast corner of Delta River Drive and Grand River Avenue from "A-1" Single Family Residential District to "D-1" Professional Office District be denied, reports as follows:

That the above described property be rezoned from "A-1" Single Family Residential District to "C-2" Two Family Residential District be approved.

Signed:

JACK D. GUNTHER,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

City Treasurer submits report on condition of funds in treasury as of January 31, 1975.

Received and placed on file.

February 18, 1975

To the Honorable Mayor
and Members of the City Council
Gentlemen:

I am hereby submitting special assessment Roll No. 17-K, actual cost, for the purpose of razing a commercial building at 1411 E. Kalamazoo Street.

To Be Assessed—100%.....\$4,171.00

Respectfully submitted,

PAUL S. CREEVY,
City Assessor.

Received and placed on file.

February 18, 1975

Honorable Mayor and
Members of the City Council
Lansing, Michigan
Gentlemen:

I am herewith submitting Special Assessment Roll 17-K, actual cost for demolition of a commercial building by the Building Department, as per Hearing Officers orders and City Council approval.

1411 E. Kalamazoo

Described as: 3301-15-408-061-4

Contractor's Charge\$4,100.00

Title search fee 21.00

City service charge 50.00

Total\$4,171.00

To be assessed—100%.....\$4,171.00

Respectfully submitted,

JAMES W. KZESKI,
Building Commissioner,
City of Lansing.

Received and placed on file.

February 20, 1975

Honorable Mayor and Members
of the Lansing City Council
Lansing, Michigan

Re: Claim of John Dale Russell for
damage and towing charge when
police had motorcycle which was
left on roadway near 300 block of
Marshall Street towed away.

Gentlemen:

Your City Attorney, to whom was referred the above claim, has made an investigation thereof and, on that basis, recommends that the claim not be allowed. There appears to be a lack of evidence of negligence on the part of the city.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman May—

That we concur in the recommendation
of the City Attorney.

Carried.

February 19, 1975

Honorable Mayor and Members
of the Lansing City Council
Tenth Floor—City Hall
Lansing, Michigan

Gentlemen:

Within the provisions of the Lansing Code of Ordinance, Section 2-92.3 (d), we are hereby notifying the Lansing City Council of our intention to enter into a non-expendable property contract with the Y.W.C.A. The current contract with the Y.W.C.A., for the Y Girls Club (PN-63) entered into on October 7, 1974, and amended on December 20, 1974, terminates on February 28, 1975.

It is intended that the non-expendable property contract will serve as consideration for the same scope of services as prevailing in the current contract with the Y.W.C.A., and for which acquisition and use was originally intended, for the period ending June 30, 1975.

A "non-expendable property usage contract" will be forwarded to you for your approval as soon as possible.

Respectfully submitted,

JACQUELINE WARR,
Director,
City Demonstration Agency.

Referred to Committee of the Whole.

February 20, 1975

Honorable Mayor and City Council
City Hall
Lansing, Michigan
Gentlemen:

Attached is a proposed Cost Agreement for Traffic Signal Control between the City of Lansing and the Michigan State Highway Commission for Signal Permit No. 33032-01-012 for Traffic Signal located on BL-96 (Cedar Street) at Jolly Road.

I would recommend approval of this Agreement.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service
and Highways.

February 20, 1975

Honorable Mayor and City Council
City Hall
Lansing, Michigan
Gentlemen:

Attached is Change Order No. 2, submitted by McNamara Construction Co., Inc., on the Pleasant Grove Road Extension Contract No. 1—Storm Sewers, PS 74004, increasing the amount of the contract by \$6,531.60, due to field conditions.

I would recommend approval of this Change Order.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service
and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred Change Order No. 2, submitted by McNamara Construction Co., Inc., on the Pleasant Grove Rd. Extension Contract No. 1, Storm Sewers, PS 74004, increasing the amount of the contract by \$6,531.60, due to field conditions, reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

February 20, 1975

Honorable Mayor and Members

of City Council

City of Lansing

Gentlemen:

On November 18, 1974, City Council authorized a contract with Chauvin Waldron Engineers for a study on the ventilation of the Potter Park Lion House. This study became necessary when the Federal Veterinarian for the Michigan region ordered improvements made in the quality of air in the Lion House or risk penalties.

The engineers have reported on the equipment that must be installed for compliance with the federal air quality standards. The cost estimate for the required items is \$23,070 with approximately \$2,730 in annual operating expenses.

The Park Board recommends that City Council authorize such improvements be made. I am respectfully requesting permission to proceed, along with the Purchasing Director, in securing bids and preparing contracts on the required work.

Respectfully submitted,

THEODORE J. HASKELL,
Director of Parks and
Recreation.

Referred to Committee on Parks and Recreation.

February 20, 1975

Honorable Mayor and

Members of City Council

City of Lansing

Gentlemen:

The Department of Parks and Recreation requests a special use permit for construction within the flood plain. The proposed sites for construction are as follows:

Grand River Flood Plain:

River Street Park—Construction of a boat launching facility.

Moore's Park—Construction of a canoe portage around the dam.

Red Cedar River Flood Plain:

Potter Park—Construction of a canoe and boat docking facility.

Sycamore Creek Flood Plain:

Sycamore Golf Course—Construction of a new starter house.

Necessary plans and topographical data are available for review by the Planning Board and the Waterfront Development Board.

Respectfully submitted,

THEODORE J. HASKELL,
Director of Parks and
Recreation.

Referred to Planning Board and Waterfront Development Board.

February 20, 1975

ROW-13-73

Vacation of Clayton Street

Honorable Mayor and Members

of City Council

Gentlemen:

The Planning Board, at their February 18, 1975 meeting, considered the request by St. Lawrence Hospital for the vacation of the 700 block of Clayton Street, lying between the north right-of-way line of West Saginaw and the south right-of-way of West Oakland.

Following testimony and evidence by the Planning Department and other public agencies, the Planning Board recommended approval of this street vacation, subject to the requirements of all reporting city departments and public utility companies.

The Planning Board further recommended that the hospital administration work closely with the utility companies on the relocation, or addition, of utility lines.

It is also recommended that all costs of utility relocation be borne by the beneficiary. The specific requirements and recommendations of all reporting agencies are on file in the Planning Office. There was one abstention, the vote was approved with 6 yeas.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

February 20, 1975

BP-17-74

Coachlight Park

Honorable Mayor and Members

of City Council

Gentlemen:

The Planning Board, at their meeting of February 18, 1975, considered a request by Republic Development Corporation to dedicate proposed park land located on the east

side of Wise Road, north of Miller Road for the purpose of developing a neighborhood park.

Following review and comments by the Planning Department and other City Departments, the Board recommended that this land be accepted for park land providing land improvements are made by the Republic Development Corporation, which will bring this land up to a usable condition; and further that all public improvements, including street improvements be covered by the developers prior to acceptance.

This recommendation was by unanimous vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Parks and Recreation.

February 20, 1975

BP-3-74

Lot 152, Maple Grove
Subdivision No. 2

Honorable Mayor and Members
of City Council
Gentlemen:

The Planning Board, at their February 18, 1975 meeting, considered the request by Roy Markey to purchase Lot 152 of Maple Grove No. 2 Subdivision. Following thorough review of this request, and comments submitted by the Public Service Department, Traffic Engineer, and the Parks and Recreation Department, the Planning Board recommended that this lot be sold.

The Board believes that if this lot is assembled with the lot immediately to the east, that it will provide for a more efficient land use development.

This recommendation was made with a unanimous vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Buildings and Properties.

February 24, 1975

Honorable Mayor Pro-Tem Jack Gunther
and Members of the Lansing City Council
City Hall
Lansing, Michigan

Dear Mayor Pro-Tem and

Council Members:

Attached please find a copy of a recent letter received by this office and dated February 12, 1975, from Hammer, Siler, George and Associates relative to a billing due for professional services rendered in connection with the Lansing Civic Center Study. It is being transmitted to you for your attention and disposition.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING RESOLUTIONS. YOU MAY SPEAK FOR ONLY 3-MINUTES ON ANY ONE RESOLUTION.

No persons spoke.

RESOLUTIONS

By Committee on Public Service
and Highways—

Resolved, That the Purchasing Director be and he is hereby directed to advertise, as provided by law, for sealed proposals for the construction of Pedestrian Overpasses: (Miller Road at Woodgate and Wise Road at Newark), PS 75087, in accordance with the plans and specifications on file in the office of the City Engineer. Proposals to be received up to 4:00 P.M., Local Time, Monday, March 24th, 1975.

Each proposal to be accompanied with a certified check or bidder's bond in the sum of 5% of the proposal.

Right is hereby reserved to accept any proposal, to reject any or all proposals and to waive defects in proposals.

No bids may be withdrawn after the above date and time for receiving bids for a period of forty-five (45) days.

Adopted by the following vote:

Unanimously.

By Committee on Public Service
and Highways—

Resolved by the City Council of the City of Lansing:

That the proposed Cost Agreement for Traffic Signal Control between the City of Lansing and the Michigan State Highway Commission for Signal Permit No. 33032-01-012 for Traffic Signal located on BL-96 (Cedar Street) at Jolly Rd. be approved, and

That the Mayor and City Clerk be authorized to sign this Agreement upon certification of the City Controller as to the availability of funds, and after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

Councilman Ferguson left the session.

By Park and Recreation Committee—

Resolved by the City Council of the City of Lansing:

Whereas, on September 23, 1974, the City Council approved the acquisition of land for park purposes in the Miller-Marscott area, and

Whereas, Van-Ko Realty was retained to negotiate a purchase agreement for such park land, and

Whereas, Van-Ko Realty has obtained acceptance of an offer for the following described piece of property (approximately 5 acres):

The west 314 ft. 3 in. of S 15A of NE $\frac{1}{4}$ of NC $\frac{1}{4}$ Sec. 10 T3N R2W, and west 314 ft. 3 in. of Lot 1 Supervisor's Plat No. 2 T3N R2W, and

Whereas, the price of such property is \$32,500 with funds for this purchase currently available in budget,

Now, Therefore, Be It Resolved, that the City Council approve of the purchase of this property for the amount of \$32,500.00, and

Be It Further Resolved, that the Director of Parks and Recreation and the City Attorney be authorized and directed to proceed with the acquisition.

Adopted by the following vote:

Unanimously.

Councilman Ferguson returned.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City Council of the City of Lansing adopted by resolution on December 23, 1974, a strategy to be used in determining the specific geographical areas for the housing effort of the Community Development Program; and

Whereas, this policy directed the Technical Planning Committee to develop housing programs which would contain and arrest deterioration and blighting influences in residential areas that are worthy of preservation; and

Whereas, it is the desire of the City Council to select housing target areas where the benefit of this program can be effectively evaluated; and

Whereas, that area of Lansing's east side, bounded by I-496 on the north, Potter Park on the south, and east of Pennsylvania Avenue within the City Limits of Lansing, is a self-contained area where the housing approach taken by the City can be effectively evaluated;

Now, Therefore, Be It Resolved by the City Council of the City of Lansing, that the target area for the east side housing effort shall be that portion of Census Tract 21, lying east of Holmes Street, south of I-496, north of Potter Park within the City Limits of Lansing.

Be It Further Resolved that this shall be a two-phase program described as Phase A for the first three years, and Phase "B" for the second three years as to be determined in the Community Development Program.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

Whereas, under the Comprehensive Employment and Training Act of 1973, the City of Lansing's Title II allocation has available uncommitted funds; and

Whereas, the Capital Area Transportation Authority has four (4) employees being terminated from the Emergency Employment Acts Program which ends February 28, 1975.

Now, Therefore, Be It Resolved that \$13,180.00 of this fund be transferred to the Capital Area Transportation Authority's CETA, Title II allocation to be applied towards the salaries of their four (4) employees being phased out of the EEA Program and thereby transferred to the CETA, Title II program ending June 30, 1975.

Adopted by the following vote:

Unanimously.

By Public Safety Committee—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing through its Police Department incurs costs in impounding bicycles; and

Whereas, such cost has been determined to be three (3) dollars for each bicycle so impounded and subsequently returned to its owner; and

Whereas, the City Council in Ordinance Number 136 (5-29-67) being specifically section 31-143.1 (b) and (c) of the Code of the City of Lansing has recognized this cost and provided for its assessment; now, therefore,

Be It Resolved that the fee to recover an impounded bicycle be and is hereby established and shall be three (3) dollars.

Adopted by the following vote:

Unanimously.

By Committee on Public Safety—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing received recommendation from the Purchasing Director to accept the high bid of \$6,100 for the sale of 6 electric buses with equipment; and

Whereas, the CATA Board has indicated, by letter of February, 1975, that CATA has decided that they desire to attempt to determine if some possible alternative uses can be made for these buses;

Now, Therefore, Be It Resolved that the City of Lansing refuses any and all bids submitted to the Purchasing Director for the purchase of these buses and hereby directs the Purchasing Director to return all bid bonds and checks to the bidders.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and Suitcase Theatre has entered into an agreement to provide for the planning and delivery of Manpower Services pursuant to the Comprehensive Employment and Training Act of 1973. Title II, Public Service Employment Program, and

Whereas, the City has received funding in the amount of \$1,090,458.00 for Public Service Employment which is to be used to help meet the Public Service needs of the Community. The emphasis is on transitional employment, jobs which are likely to lead to regular non-subsidized employment or opportunity for continued training. These jobs should be provided in occupational fields which are most likely to expand within the public or private sector when the unemployment rates recede in the community.

Whereas, private non profit agencies are now eligible for funding under Title II. This action is in conformity with the United States Department of Labor Manpower Administration directive recently received.

Whereas, potential applicants for all positions funded under CETA must be properly certified by the Michigan Employ-

ment Security Commission located at 3215 South Pennsylvania before they can be offered a Public Service Employment position under Title II of the Comprehensive Employment and Training Act of 1973.

Whereas, further applicants are limited to persons who have been unemployed for a minimum period of 30 days. All jobs under this act cannot exceed a yearly salary of \$10,000 plus applicable fringes.

Therefore, Be It Resolved, that the City of Lansing has agreed to provide funding to the Suitcase Theatre for the following positions:

Secretary III.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and Lansing Community Art Gallery has entered into an agreement to provide for the planning and delivery of Manpower Services pursuant to the Comprehensive Employment and Training Act of 1973, Title II, Public Service Employment Program, and

Whereas, the City has received funding in the amount of \$1,090,458.00 for Public Service Employment which is to be used to help meet the Public Service needs of the Community. The emphasis is on transitional employment, jobs which are likely to lead to regular non-subsidized employment or opportunity for continued training. These jobs should be provided in occupational fields which are most likely to expand within the public or private sector when the unemployment rates recede in the community.

Whereas, private non-profit agencies are now eligible for funding under Title II. This action is in conformity with the United States Department of Labor Manpower Administration directive recently received.

Whereas, potential applicants for all positions funded under CETA must be properly certified by the Michigan Employment Security Commission located at 3215 South Pennsylvania before they can be offered a Public Service Employment position under Title II of the Comprehensive Employment and Training Act of 1973.

Whereas, further applicants are limited to persons who have been unemployed for a minimum period of 30 days. All jobs under this act cannot exceed a yearly salary of \$10,000 plus applicable fringes.

Now, Therefore, Be It Resolved, that the City of Lansing has agreed to provide funding to the Lansing Community Art Gallery for the following position:

Director II.

Adopted by the following vote:

Unanimously.

By Committee on Planning—

Resolved by the City Council of the City of Lansing:

P-5-72

Sunset Hills No. 9

Whereas, the Preliminary Plat of Sunset Hills No. 9 Subdivision was given tentative approval on August 14, 1972; said approval being effective for a period of twelve (12) months; and

Whereas, an extension of time was given on November 19, 1973 for an additional twelve (12) months, extending to November 19, 1974; and

Whereas, the Proprietor has now requested further extension, in accord with Section 37-8 (6); and

Whereas, the Planning Department has reviewed this request and recommended that it be approved; and

Whereas, the Committee on Planning and the Committee on Public Service and Highways has reviewed the report of the Planning Department, and concurs therewith;

Now, Therefore, Be It Resolved that the tentative approval of the Preliminary Plat of Sunset Hills No. 9 Subdivision be extended for an additional twelve (12) months to expire on February 24, 1976.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and New Way In, Incorporated, entered into a Contract effective from March 24, 1974 through March 24, 1975 to provide for a Community Re-entry program; and

Whereas, said Contract was amended on September 24, 1974; and

Whereas, on December 12, 1974, said Contract was amended and extended through March 31, 1975; and

Whereas, a proposed amendment to said Contract has been developed by and between the City of Lansing, through the Lansing City Demonstration Agency and New Way In, Incorporated; and

Whereas, said proposed amendment is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed Amendment on behalf of the City of Lansing after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing must establish specific policies in regards to the implementation of the Community Development Plan developed under the guideline established by the Housing and Community Development Act of 1974; and

Whereas, these policies must be established in order to permit an orderly transition of functions, activities and services of agencies presently being performed by various disparate agencies; and

Whereas, the City of Lansing has adopted a policy that, wherever possible, all functions, activities and services required to be performed under the plan developed through the Community Development Management Department will be accomplished through existing City Departments;

Now, Therefore, Be It Resolved by the City Council of the City of Lansing that:

1. All functions presently performed by BILD and HAF will be incorporated into the Departments of Human Resources and Housing and Redevelopment where appropriate. All qualified personnel of BILD and HAF will be requested to apply for and be given priority of selection in the new positions established within these departments.
2. The Community Design Center will be contracted with for neighborhood architectural services through the Department of Housing and Redevelopment.

By Councilman Blair—

That we call for the question.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Blair, Brneke, Gunther, McKane—6.

Nays: Councilmen Ferguson, May—2.

The resolution was adopted by the following vote:

Yeas: Councilmen Anas, Belen, Blair, Brneke, Gunther, McKane—6.

Nays: Councilmen Ferguson, May—2.

The following amendment was offered by Councilman Ferguson:

It is not the Council's intention to delay the implementation of the housing strategy. We endorse allowing a sub-contract with C. D. C. as this already resolves and endorses their need for continuation. It should be noted, however, that this is a veering of the committee from their own position.

As it related to B.I.L.D. Corporation and the Kingsley and Capitol Commons Projects, BILD should be provided administrative money. Since acquisition and development are not part of the housing strategy but the application to the authority has been endorsed by the TPC and a Council and legislative committee formed, BILD along with these committees including the TPC should be authorized to develop this application.

This will make rehabilitation no longer their responsibility but that of the Housing Redevelopment Department.

Housing Assistance Foundation should no longer be responsible for loans and grants. This should be the responsibility of the Housing and Redevelopment Department. The remainder of their proposals such as Credit Counseling and Consumer Services should be referred back to the Model Cities (Human Resources Department) to be analyzed for inclusion in-house or subcontracted by that department.

Ruled not germane.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the Housing and Community Development Act of 1974 requires that the City of Lansing file a Community Development application which will include a community development plan summary, a housing assistance plan, a community development budget and certain other assurances and attachments; and

Whereas, the City of Lansing held public hearings to enable the citizens to express their desires as to priorities, and these priorities, within the constraints of HUD guidelines and dollar limitations, were incorporated into the application and supporting documents; and

Whereas, the Mayor and City Council as a result of the public hearing on February 18, 1975, have determined that the Community Development Plan as submitted by the Technical Planning Committee will be amended so as to reflect certain concerns of the citizens;

Now, Therefore, Be It Resolved that the City Council of the City of Lansing hereby adopts a policy that, wherever possible, all functions, activities and services required to be performed under the plan developed through the Community Development Management Department will be accomplished through existing City Departments; and

Be It Further Resolved that in conformance with the intent of the City Council Resolution of June 10, 1974, the City Demonstration Agency is hereby authorized to:

1. Submit an amendment to their letter of credit with the Department of Housing and Urban Development for approxi-

mately \$1,095,000 of 1st year Community Development entitlement funds. This amount will be the uncontracted balance between the 5th Year Action Plan requests of \$1,873,000 and the presently received amount of \$778,000. The amendment will be accompanied by a detailed budget projection to be submitted to the City Council no later than March 30, 1975 illustrating how and for what time period those monies will be expended;

2. Contract for funds to be expended prior to June 30, 1975 under procedures required by the normal approval process of CDA. Individual contracts containing funds to be expended or carried over past June 30, 1975 will be referred to the Community Development Management Department for review and comment no later than May 15, 1975. The CD Management Department will review these contracts to insure their compliance with the operational objectives of the first Community Development program year and to avoid overlap and duplication of services; and

Be It Further Resolved that the City of Lansing herewith approves the attached Community Development Application with attachments; and

Be It Further Resolved that the City Attorney is authorized and directed to sign all required assurances; and

Be It Further Resolved that the Mayor is designated as the authorized representative to act in connection with this application and is hereby authorized to provide such additional information and assurances as required; and

Be It Further Resolved that the Mayor and City Clerk are directed to sign the Community Development application after approval by the City Attorney as to form; and

Be It Further Resolved that the Program Coordinator is directed to transmit this Council-approved plan to the appropriate A-95 review agencies and Department of Housing and Urban Redevelopment; and

Be It Finally Resolved that the submission of this application does not formally describe the neighborhood development areas until comments on this Community Development application are received from the appropriate A-95 review agencies.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows:

\$ 5,500.00 from Vehicles—Central Garage
A/C 101-932-000-985

\$ 5,500.00 to Vehicles—Fire Fighting Division
A/C 101-338-000-977

\$ 84,500.00 from Capitol Improvement Building Fund
A/C 101-936-020-975

\$ 84,500.00 to Acquisition—Superior Beverage
A/C 101-936-025-974

\$397,795.00 from Fund Balance—General Fund
A/C 101-000-000-390

\$397,795.00 to City Market
A/C 101-936-500-976

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

JOHN T. ANAS,
TERRY J. MCKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
Committee on Finance.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT V

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That the supplementary special assessment roll for Razing a Commercial Building:

Assessment Roll No. 17-K
1411 E. Kalamazoo Street

as returned by the City Assessor be and the same is hereby ratified and confirmed, and that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to refund to all persons who have paid said tax as originally assessed the pro rata amount of difference as shown in said supplementary roll, and collect all unpaid tax as shown on said roll on or before May 24, 1975.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 6th day of March, 1972, this Council was petitioned to change the following described property from "A" One Family Residence District to "D-1" Professional Office District, all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 1st day of May, 1972, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-14-72—Southeast corner of Delta River Drive and Grand River Avenue;

more particularly described as:

Lot 155, River Forest Subdivision, City of Lansing, Ingham County, Michigan,

from "A-1" Single Family Residential District to "D-1" Professional Office District; and

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board recommended that the petition be denied; and

Whereas, the Planning Committee of City Council, to whom the report of the Planning Board was referred, did concur therewith; and further recommended that the above described property be rezoned from "A-1" Single Family Residential District to "C-2" Two Family Residential District;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "A-1" Single Family Residential District to "D-1" Professional Office District be denied; and

Be It Further Resolved, that the above described property be rezoned from "A-1" Family Residential District to "C-2" Family Residential District and that vehicular access be limited to Delta River Drive.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 23rd day of April, 1973, this Council was petitioned to change the following described property from "A" One Family Residence District to "D" Apartment District, all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 9th day of July, 1973, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-23-73—1032 North Capitol Avenue;

more particularly described as:

The west $\frac{1}{2}$ of Lot 12 and the west $\frac{1}{2}$ of the north 8 feet of Lot 11, Block 41, Original Plat, City of Lansing,

from "C-2" Two Family Residential District to "D-1" Professional Office District.

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised the City Council to deny the petition; and

Whereas, the Planning Committee of City Council to whom was referred the report of the Planning Board concurred therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "C-2" Two Family Residential District to "D-1" Professional Office District be denied.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 17th day of April 1972, this Council was petitioned to change the following described property from "A" One Family Residence District to "D-M" Multiple Family Dwelling District, all as set forth in the Zoning Code of this city.

Whereas, the property involved is described as:

Z-22-72—1921 West Holmes Road;
more particularly described as:

Beginning 8 rods west of north $\frac{1}{8}$ post of Northwest $\frac{1}{4}$ Section 32; thence south 2 rods to edge of street; thence west 8 rods, south 41 rods, east 8 rods, and back to point of beginning, City of Lansing, Ingham County, Michigan,

from "A-1" Family Residential District to "D-M" Multiple Family Residential District.

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised City Council to deny the petition; and

Whereas, the Planning Committee of City Council, to whom the report of the Planning Board was referred did concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described parcel from "A-1" Family Residential District to "D-M" Multiple Family Residential District be denied.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$15,114,645.07.

Signed:

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
JAMES D. BLAIR,
WILLIAM A. BRENKE,
Committee on Finance.

Adopted by the following vote:

Unanimously.

By Councilman McKane—

Resolved by the City Council of the City of Lansing:

That the rule prescribed in Sec. 5.5 (g) of the Charter relative to considering business not on the agenda, be waived.

Carried.

By Councilman McKane—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council wishes to honor one of its citizens;

Now, Therefore, Be It Resolved that the attached resolution be approved:

By Councilman McKane—

Resolved by the City Council of the City of Lansing:

Whereas, Miss Elizabeth B. Lawry has served as assistant principal of Sexton High School since 1943 and is the oldest administrator in the Lansing School District in terms of years of service in one administrative position; and

Whereas, Elizabeth Lawry has served as president of the Michigan Counselors Association, the Lansing-East Lansing Association of Phi Beta Kappa, and Lansing Zonta Club, as vice-president of the Michigan Association of Women Deans and Counselors, and as elder in Westminster Presbyterian Church; and

Whereas, Elizabeth Lawry has served the City of Lansing as a member of the Lansing Safety Council for many years, a member of the Family Service Agency

Board for six years, a member of the Y.W.C.A. Advisory Panel for the past year, and as Lansing's first woman Police Commissioner (1968-1972); and

Whereas, Elizabeth Lawry has given her best in so many ways to the high school youth of this community for the past thirty-five years; and

Whereas, the Lansing Elks have designated Elizabeth Lawry as "Citizen of the Year," the first woman to receive this award, and are having a dinner and dance in her honor on Saturday, March 1, 1975;

Now, Therefore, Be It Resolved that the Lansing City Council commends and thanks Miss Elizabeth B. Lawry for her many years of outstanding service to the residents of Lansing, and

Be It Further Resolved that the Lansing City Council directs the Mayor to proclaim a suitable day in the near future as Elizabeth B. Lawry Day in the City of Lansing.

Adopted by the following vote:

Unanimously.

Dr. Murray Vinnik, 116 Bingham St., spoke relative to his property and sign to entrance of his office.

Pat Smith, Director Community Design Center, spoke.

Mabel French, 935 N. Capitol, Director of Housing Assistance Foundation, spoke.

W. H. Smith, 1301 W. Hillsdale St., spoke relative to housing.

Council adjourned at 9:00 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

February 24, 1975

F/M

CITY CLERK'S OFFICE

Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE

U. S. POSTAGE

PAID

**Permit No. 1461
Lansing, Michigan**

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OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, March 3, 1975

CITY COUNCIL ROOMS

Lansing, Michigan

March 3, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Anas, Belen, Blair, Brenke, Ferguson, Gunther, May, McKane—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Belen.

Pledge of Allegiance was given by Becky Stevens, President of Eastern High Student Council.

The record of the previous session was approved as printed.

HEARING ON PROPOSED CHANGE IN ZONING CLASSIFICATION

March 3, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-66-74 — 2118-2120 West Jolly Rd.,

be rezoned from "E" Drive-In Shop and "A" One Family Residence Districts to "F" Commercial District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Norman Farhat, 417 Seymour, attorney representing petitioner spoke.

Referred to Committee on Planning.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

- SEWER CLEANER — Jerry McCarrick.
HEATING & AIR CONDITIONING—Bosch Plumbing and Heating, Inc.
CHARITABLE SOLICITATION — Asher Choral Troups.

Referred to Committee on Ordinance and Contracts.

The following claims have been filed:

- a. Jerry Burns, 1604 Holly Way, for damage to porch roof on property he owns in 600 blk. N. Walnut St. caused by limb of tree being cut down.

Referred to City Attorney and Director of Parks and Recreation.

- b. David Anderson, 2430 Newark Ave. for damage to tire caused by hole in street.

Referred to City Attorney and Director of Public Service.

- c. Mrs. Richard VeDepo, 3012 Alfred Ave. for sewer service call.

Referred to City Attorney and Director of Public Service.

- d. Denis Crosby, 709 Samantha Ave., against Officer Meisner who ran into his car.

Referred to City Attorney and Police Chief.

- e. Inez Reynolds, 3206 Risdale against Officer Floyd, Badge 28.

Referred to City Attorney and Police Chief.

The following petitions were filed for rezoning:

Z-10-75—

Lot 90 from "F" Commercial to "D" Apt. District—Lots 80 thru 89 from "J" to "D" Apt.—Lots 77, 78, 79, Lots 97 thru 105, Lots 129 thru 140 from "B-1" Family to "D" Apt. Lots 91 thru 96 from "J" Parking to "D" Apt. and Lot 141 from "J" Parking to "D" Apt. and all that portion of Clayton Street lying between Oakland Avenue on the north and Saginaw Street on the south. All property within Oakland Add.—City of Lansing, Ingham County, Michigan (1210 W. Saginaw).

Z-11-75—

Lot No. 2 of Lantex Industrial Park from "H" Light Industrial District to "T" Heavy Industrial District (N.E. corner Remy Dr. and Mint Rd.).

Referred to Planning Board.

Letter from Michigan Week that Mayor of Lansing will exchange with Mayor of Hillsdale on Government Day, May 19, 1975.

Referred to Mayor's Office.

Letters from Liquor Control Commission relative:

- a. Request from The Brewery, Inc. for dropping Bruce Wahlin and Paul Kacer as stockholders in 1974 Class "C" license with Dance-Entertainment Permit at 3411 E. Michigan Avenue.
b. Request from The City Club of Lansing for new Dance Permit to be held in conjunction with 1974 Club-SDM licenses, located at Olds Plaza, 125 W. Michigan.

Referred to Committee on Ordinance and Contracts.

Letters relative Ordinance on Garage Sales from:

- a. Esther E. Hatt, 412 Leslie St.
b. Nancy Sermak, 715 Mahlon St.

Referred to Committee on Ordinance and Contracts.

Letter from Greater Lansing Board of Realtors regarding study of Charter revision.

Referred to Committee of the Whole and City Attorney.

Letter from Norman J. Eipper, Eipper Realty, Inc. asking consideration be given for property at 1410 E. Kalamazoo St. to be used as a Hunter Park Area Youth Center.

Referred to Park Board and Councilman May.

Letters from Delmer R. Smith relative:

- a. Rezoning on property for one of his clients.

Referred to Committee on Planning.

- b. Copy of letter sent to Asst. City Attorney Jack Roberts.

Referred to City Attorney.

Letter from Department of Treasury, State Boundary Commission enclosing petition that was filed with them for annexation of certain territory in Windsor Twp. to City of Lansing.

Referred to City Attorney, Planning Department, City Assessor and Director of Public Service.

Letter from Ingham County Health Department requesting official recognition of Coordinating Agency's authority to coordinate substance abuse programming and attaching Public Act 56.

Referred to Planning Department.

Letter from Hilda Patricia Curran relative to observations and questions about City's application process for Community Development funds.

Referred to Committee of the Whole and Technical Planning Committee.

REPORT OF COMMITTEE

The Committee on ORDINANCE AND CONTRACTS approves the following applications and bonds for licenses:

SEWER CLEANER — Jerry McCarrick.

HEATING & AIR CONDITIONING—Bosch Plumbing and Heating, Inc.

CHARITABLE SOLICITATION — Asher Choral Troups.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

February 26, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is Change Order No. 1, submitted by Kel-Cris Corporation on the Pennsylvania Avenue Birdge Expansion Joint Repair, P.S. 57038, requesting an extension on the completion date from December 29, 1974 to May 31, 1975, due to delay in delivery of specified materials and cold weather.

I would recommend approval of this Change Order.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the Change Order No. 1, submitted by Kel-Cris Corporation on the Pennsylvania Avenue Bridge Expansion Joint Repair, P.S. 57038, requesting an extension on the completion date from December 29, 1974 to May 31, 1975, due to delay in delivery of specified materials and cold weather, reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Brenke,

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

February 27, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is a Letter of Intent submitted by Great Lakes Real Estate Trust, to construct an 8 inch sanitary sewer to serve the Kentucky Chicken and other buildings at Logan Center, 3222 S. Logan Street. This will be a private on-site sewer connecting into the City sewer in Holmes Road.

I recommend the approval of this Letter of Intent.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the Letter of Intent submitted by Great Lakes Real Estate Trust Co., to construct an 8 inch Sanitary sewer to serve the Kentucky Chicken and other buildings at Logan Center, 3222 S. Logan Street. This will be a private on-site sewer connecting into the City sewer in Holmes Rd., reports as follows:

That the Letter of Intent be approved subject to the receipt of the required bonds

and insurance certificates and that all work to be as directed by the Department of Public Service. No City funds are involved as 100% of this cost will be paid by the applicant.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

February 27, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: B-75-287 Car Wash

Gentlemen:

Two bids for the custom auto wash and the exterior wash of City Owned Vehicles were opened at 3:00 P.M., E.S.T. on Tuesday, February 25, 1975.

Logan Center Auto Wash, Inc.
\$ 500.00 Monthly Flat Rate

Kwik Kar Wash, Inc.
\$1,000.00 Monthly Flat Rate

We recommend acceptance of the low bid submitted by the Logan Center Auto Wash, Inc. for a flat monthly rate of \$500.00. Terms are net thirty (30) days.

Respectfully submitted,

VAUGHAN L. MCKINCH,
Purchasing Director,

JAMES W. DOWSETT,
Finance Director.

Referred to Committee on Finance.

REPORT OF COMMITTEE

The Committee on FINANCE, to whom was referred the recommendation of the Purchasing Director and the Finance Director that the low bid submitted by Logan Center Auto Wash, Inc., for custom auto wash and exterior wash of City Owned Vehicles for a flat monthly rate of \$500.00, be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Finance Director.

Signed:

JOHN T. ANAS,
TERRY J. MCKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
JAMES D. BLAIR,
Committee on Finance.

By Councilman Anas—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

February 27, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: B-75-266 Handicapped Van

Gentlemen:

Two bids for the purchase of one (1) eight passenger air-conditioned commuter type van with provision for two (2) wheelchairs were opened at 3:00 p.m., E.S.T. on Tuesday, February 25, 1975.

Sterling Heights Dodge, Inc. \$15,935.00

Max Curtis Ford Truck, Inc. \$16,632.00

We recommend acceptance of the low bid submitted by Sterling Heights Dodge, Inc. for a total delivered price in the amount of \$15,935.00. This contract is subject to a financial assistance contract between the City of Lansing and the U. S. Department of Transportation. (Terms: 1% 15 days after delivery, net 30 days.)

Respectfully submitted,

VAUGHAN L. MCKINCH,
Purchasing Director,

THEODORE J. HASKELL,
Parks and Recreation Director.

Referred to Committee on Parks and Recreation.

REPORT OF COMMITTEE

The Committee on PARKS AND RECREATION, to whom was referred the recommendation of the Purchasing Director and the Director of Parks and Recreation that the low bid submitted by Sterling Heights Dodge, Inc. for the purchase of

one eight passenger air conditioned commuter type van for a total delivered price of \$15,935.00, be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Director of Parks and Recreation.

Signed:

JAMES D. BLAIR,
JOEL I. FERGUSON,
TERRY J. McKANE,
Committee on Parks and
Recreation.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

February 19, 1975

Honorable Mayor Gerald W. Graves and

Members of Lansing City Council

Tenth Floor, City Hall

Lansing, Michigan 48933

Dear Mayor Graves and Council Members:

Small Folks Development Center, Inc. (PN-72) has declared a van bus they have in their possession as surplus to their needs. Within the provision of the Lansing City Ordinance, Article IX, Section 2-92.3, we hereby provide notification that the Lansing City Demonstration Agency intends to transfer this nonexpendable property item, which was purchased with Department of Housing and Urban Development (H.U.D.) funds, to Happy Day Children's Center, Inc. This transfer has been approved by formal action by the Model Cities Policy Board.

A Personal Property Transfer form will be completed to effect this transfer.

Sincerely,

(Mrs.) JACQUELINE WARR,
Director,
City Demonstration Agency.

Referred to Committee of the Whole and Purchasing Director.

February 17, 1975

Honorable Mayor Gerald W. Graves and

Members of the Lansing City Council

Tenth Floor, City Hall

Lansing, Michigan 48933

Dear Mayor and Council Members:

Attached are:

1. A letter received August 20, 1974 from the Executive Director of the Economic Opportunity Committee written in response to the finding of the Seidman & Seidman audit of Project Nos. 1 and 2, Area Offices Project.
2. Copy of a memorandum to the Review Accountant dated November 13, 1974 reiterating that this audit remained unresolved.
3. Copy of a memorandum from the Review Accountant dated December 12, 1974 stating that "no corrective measures are necessary since the Agency had been terminated and most of the personnel who worked for these projects are no longer employed with this Agency."

Especially in view of the Review Accountant's response, there appears to be little recourse in resolving exceptions to operational and accounting procedures as outlined in the auditors' findings. Further, the former Executive Director of the Economic Opportunity Committee who had overall responsibility for the operation of the Area Offices program, no longer is available to respond to the audit findings. This is evidenced by the letter from the current Director whose response indicates he has only "sketchy information at my disposal."

As a result, there appears to be, because of a lack of necessary documentation and first-hand knowledge of the Area Offices program by anyone still available for consultation, no means whereby the audit findings may be resolved.

Respectfully submitted,

JACQUELINE WARR,
Director,
City Demonstration Agency.

Referred to Committee of the Whole.

February 27, 1975

Z-9-75

5000 Block of North Grand

River Avenue (south side)

Honorable Mayor and

Members of City Council

Gentlemen:

The Planning Board will hold a public hearing on the rezoning of property located in the 5000 block of North Grand River Avenue (south side) from "DM" Multiple Dwelling District, "C-2" Family Residence District, "A-1" Family Residence District to "CUP" Community Unit Plan District. The request is by Arthur Arvanites and Louis Valhakis for approval of a Community Unit Plan for property extending north off the

end of Amherst Drive, extending north to Grand River Avenue.

The proposed change will provide for the development of one 15-unit, 2½ story apartment building; one 16-unit, 2½ story apartment building; 2 duplex dwellings; and two 4-plex dwellings. Off street parking for the proposed development will be provided at a ratio of two (2) spaces per dwelling unit. Access to the site is proposed from Amherst Drive on the south, and North Grand River from the north. Approval of this Community Unit Plan is being made under Section 36-7 of the Zoning Code.

The public hearing on this matter will be held before the Planning Board on Tuesday, March 18, 1975 at 7:30 p.m. in Court Room No. 1, Sixth Floor, City Hall.

If you have any interests in this matter, please plan to attend the public hearing or contact the Planning Office, where plans are on file.

Sincerely,

ALAN E. TUBBS,
Planning Director.

Received and placed on file.

February 27, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

Attached is a copy of the most recent communication received from the Department of Attorney General of the State of Michigan regarding an investigation conducted by that office of the problems of Coachlight Estates Subdivision in the City of Lansing. As you will note, corrections have been made and others ordered. However, the biggest drawback to the investigation seems to be the failure of the complainants of Coachlight Estates Subdivision to respond to the State's Attorney General.

The record shows that only three complainants responded and one of these no longer lives in Coachlight Estates, while another did not wish to respond because she is presently involved in litigation with Republic Development Corporation through the Model Cities funded Legal Aid Bureau.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING RESOLUTIONS — YOU MAY SPEAK ONLY FOR 3-MINUTES ON ANY ONE RESOLUTION.

No person spoke.

RESOLUTIONS

By Committee on Public Service and Highways—

Resolved, that the Purchasing Director be and he is hereby directed to advertise, as provided by law, for sealed proposals for the construction of Hamelon, Aurelius and Other Storm and Sanitary Sewers Contract, PS 75087 in accordance with the plans and specifications on file in the office of the City Engineer. Proposals to be received up to 4:00 P.M., Local Time, Monday, March 31st, 1975.

Each proposal to be accompanied with a certified check or bidders bond in the sum of 5% of the proposal.

Right is hereby reserved to accept any proposal, to reject any or all proposals and to waive defects in proposals.

No bids may be withdrawn after the above date and time for receiving bids for a period of forty-five (45) days.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That it is hereby determined to be a matter of public health and necessity, due to the abandonment of the Greenbelt Pumping Station, to re-construct sanitary sewers in the following streets:

Ingham Street from Hillcrest to 220 feet south of Fielding Drive and in Fielding Drive from the north intersection of Ingham Street to the south intersection of Ingham Street,

and that the construction of this work is hereby ordered.

And Further, that the cost of this project shall be financed by the City from the Sanitary Sewer Account.

The Department of Public Service is hereby directed to prepare as far as necessary, plans and specifications for this project and it is further directed to estimate in detail the cost of said project and to furnish said information to the City Council.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That it is hereby determined to be a matter of public health and necessity to construct a combined sewer over-flow pipe

in N. Logan Street (1700 blk.) on the south side of the N. Logan Street Bridge over the Grand River, and that the construction of this work is hereby ordered.

And Further, that the cost of this construction shall be financed by the City from the Storm Sewer Account.

The Department of Public Service is hereby directed to prepare as far as necessary, plans and specifications for this project and it is further directed to estimate in detail the cost of said project and to furnish said information to the City Council.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That the audit of the books of the City of Lansing for the fiscal year ending June 30, 1975 be awarded to Seidman & Seidman, Certified Public Accountants.

The audit is to be performed in accordance with specifications approved by the City Council on December 23, 1963, and the letter from Seidman & Seidman, Certified Public Accountants, dated January 13, 1975, which is attached.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That the audit of the books of the Board of Water and Light for the fiscal year ending June 30, 1975, be awarded to Main Lafrentz & Company, Certified Public Accountants. The audit is to be performed in accordance with specifications approved by the City Council on December 23, 1963, and the letter from Main Lafrentz & Company, Certified Public Accountants, dated January 8, 1975. A copy of the letter is attached.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Community Child Care and Development Association, Small Folks Development Center, Inc., Friendship Day Care Center, Inc., Happy Day Children's Center, Inc., and Humpert Dumpty Nursery entered into

a Contract on September 11, 1974, effective from July 1, 1974 through September 30, 1974 to provide for a Child Care and Development Program; and

Whereas, pursuant to said Contract, the City of Lansing agreed to pay the Community Child Care and Development Association a total not to exceed \$10,853.00 and in accordance with budgetary provisions of the Contract; and

Whereas, although total expenditures did not exceed the \$10,853.00 provided in the Contract, Seidman and Seidman, Certified Public Accountants, have determined that unless ratified by the City Council of the City of Lansing the following expenditures should be considered as ineligible costs because they do not conform with the budget contract allocations:

Account No. 9001—Management Personnel	Budgeted—\$5,973.00	Expended—\$6,113.00
Account No. 9003—Clerical Personnel	Budgeted—2,250.00	Expended—2,303.00
Account No. 9057—Fringe Benefits	Budgeted—820.00	Expended—636.00
Account No. 9103—Legal Services	Budgeted—100.00	Expended—0—
Account No. 9107—Consultant & Contract Serv.	Budgeted—0—	Expended—292.00
Account No. 9401—Office Supplies	Budgeted—200.00	Expended—75.00
Account No. 9413—Education Supplies	Budgeted—300.00	Expended—155.00
Account No. 9611—Insurance	Budgeted—0—	Expended—129.00
Account No. 9623—Fees	Budgeted—60.00	Expended—0—
Total	\$9,703.00	\$9,703.00

Now, Therefore, Be It Resolved that the City Council of the City of Lansing hereby authorizes and ratifies the expenditures and budget transfers of the Community Child Care and Development Association delineated above.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the United States of America entered into an Agreement providing the City of Lansing with a grant to plan and develop a Comprehensive City Demonstration Program; and

Whereas, the Lansing Model Cities Fourth and Fifth Year Action Plans provided for a Spanish Newspaper program (PN-11); and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and El Renacimiento entered into Contracts, dated September 26, 1972, effective from August 1, 1972 through July 31, 1973, and dated August 27, 1973, effective from August 1, 1973 through October 31, 1973, respectively, to provide for a Spanish Newspaper program; and

Whereas, pursuant to said Contracts, the City of Lansing agreed to pay El Renacimiento a total of \$75,000.00 under the Contract terminating July 31, 1973 and a total of \$15,000.00 under the Contract terminating October 31, 1973; and

Whereas, although total expenditures did not exceed the total of \$90,000.00 for the two contracts, Seidman and Seidman, Certified Public Accountants, have determined that unless ratified by the City Council of the City of Lansing, the following expenditures should be considered as ineligible costs because they either do not conform with budget contract allocation or were made after the termination date of July 31, 1973:

Account No. XX—Equipment
Budgeted—\$ 7,100.00 Expended—\$ 1,600.00

1974 Contract Terminated October 31, 1973

Account No. XX—Personnel
Budgeted—\$10,727.00 Expended—\$10,565.00

Account No. XX—Fringe Benefits
Budgeted— 1,321.54 Expended— 1,276.54

Account No. 5301—Rent
Budgeted— 600.00 Expended— 645.00

Account No. 5403—Printing
Budgeted— 1,500.00 Expended— 1,662.00

Account No. XX—Equipment
Budgeted— —0— Expended— 5,500.00

1973 &
1974

Totals \$21,248.54 \$21,248.54

Whereas, Seidman and Seidman, Certified Public Accountants, have in addition determined that said Contract should have provided that the use and application of funds (revenues) generated by the Contract need not be:

- (a) Used to reduce the total compensation and reimbursement to be paid the Contractor; or
- (b) Returned to the City of Lansing for further application to other HUD funded programs; and

Whereas, it was mutually intended by the parties to said Contract that the use and application of funds (revenues) generated by the Contractor not be either used to reduce the total compensation and reimbursement to be paid the Contractor or returned to the City of Lansing for further application to other HUD funded programs; now, therefore, be it

Resolved, that the City Council of the City of Lansing hereby authorizes and ratifies the expenditures and budget transfers of El Renacimiento as delineated above; and, be it

Further Resolved, that the City Council of the City of Lansing hereby stipulates and agrees that the use and application of funds (revenues) generated by the Contractor shall not be:

- (a) Used to reduce the total compensation and reimbursement to be paid the Contractor; or
- (b) Returned to the City of Lansing for further application to other HUD funded programs.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and New Way In, Incorporated, entered into a Contract on August 9, 1973, effective from August 1, 1973 through June 24, 1974, to provide a Community Re-Entry Program (PN-42); and

Whereas, said Contract was amended on January 10, 1974 which changed the termination date of said Contract to March 24, 1974; and

Whereas, said Contract was again amended and extended March 27, 1974 which changed the termination date of said Contract to March 31, 1974; and

Whereas, pursuant to said Contract, the City of Lansing agreed to pay New Way In, Incorporated, a total not to exceed \$21,908.00 and in accordance with budgetary provisions of the Contract; and

Whereas, although total expenditures under said Contract did not exceed \$21,908.00, Seidman and Seidman, Certified Public Accountants, have determined that unless ratified by the City Council of the City of Lansing the following expenditures should be considered as ineligible costs because they do not conform with the budget contract allocations:

Account No. 9301—Rent
Budgeted—\$ 5,800.00 Expended—\$ 5,743.00

Account No. 9307—Utilities
Budgeted— 880.00 Expended— 1,691.00

Account No. 9309—Telephone
Budgeted— 1,120.00 Expended— 1,907.00

Account No. 9311—Repair & Maintenance
Budgeted— 380.00 Expended— 782.00

Account No. 9401—Office Supplies
Budgeted— 480.00 Expended— 939.00

Account No. 9411—Food
Budgeted— 7,000.00 Expended— 6,018.00

Account No. 9505—Transportation Equipment
Budgeted— 1,420.00 Expended— —0—

Total \$17,080.00 \$17,080.00

Whereas, Seidman and Seidman, Certified Public Accountants have in addition determined that said Contract should have provided that the use and application of funds (revenues) generated by the Contractor need not be:

- (a) Used to reduce the total compensation and reimbursement to be paid the Contractor; or
- (b) Returned to the City of Lansing for further application to other HUD funded programs; and

Whereas, it was mutually intended by the parties to said Contract that the use and application of funds (revenues) generated by the Contract not be either used to reduce the total compensation and reimbursement to be paid the Contractor or returned to the City of Lansing for further application to other HUD funded programs; now, therefore, be it

Resolved, that the City Council of the City of Lansing hereby authorizes and ratifies the expenditures and budget transfers of New Way In, Incorporated as delineated above; and be it further

Resolved, that the City Council of the City of Lansing hereby stipulates that the use and application of funds (revenues) generated by the Contractor shall not be:

- (a) Used to reduce the total compensation and reimbursement to be paid to the Contractor; or
- (b) Returned to the City of Lansing for further application to other HUD funded programs.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Planning Department of the City of Lansing, entered into a Contract (Co-operative Agreement) on September 24, 1974, effective from July 1, 1974 through June 30, 1975, to provide for a planning program; and

Whereas, the City of Lansing and the Planning Department of the City of Lansing do mutually agree to amend said Contract; now, therefore, be it

Resolved, that the Mayor and the City Clerk are hereby directed to sign the attached Contract, as amended, on behalf of the City of Lansing, after approval as to form by the City Attorney and after certification by the Director of Finance and the CDA Fiscal Officer as to the availability of funds.

Adopted by the following vote:

Unanimously.

By Committees on Planning, and Public Service and Highways—

Resolved by the City Council of the City of Lansing:

P-2-75

Marscot Meadows No. 5

Whereas the Preliminary Plat of Marscot Meadows No. 5 has been submitted for tentative approval; and

Whereas the Planning Board, pursuant to Act 285, P.A. 1931, has approved and recommended that City Council approve the Preliminary Plat subject to the following conditions:

- 1) That the final plat be developed with all public improvements, as required by the Michigan State Plat Act and the Lansing Subdivision Regulations,
- 2) That all lots are graded so that surface water will drain therefrom to the street;
- 3) That the necessary easements be provided for installation of public utilities;
- 4) That street names and street width be shown on the face of the Plat on the time of final plat submission;
- 5) That the reports from all public agencies be complied with; and

Whereas the Planning Committee of City Council reviewed the report of the Planning Board and concurs therewith.

Now, Therefore, Be It Resolved that the Preliminary Plat of Marscot Meadows No. 5 be tentatively approved subject to conditions 1 through 6 as set forth above. Tentative approval for the plat is effective for a period of twelve (12) months.

Be It Further Resolved that the City Clerk be, and she is hereby directed to, attach the approval to the plat and return it to the proprietor.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Blair, Ferguson, Gunther, May, McKane—7.

Nays: Councilman Brenke—1.

PUBLIC IMPROVEMENT I

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That it is hereby determined to be a public necessity to construct a combined sewer over-flow pipe in N. Logan Street (1700 blk.) on the south side of the N. Logan Street Bridge over the Grand River as ordered; see Council Resolution 3-3-75.

That the Department of Public Service be and hereby is directed to cause to be

prepared so far as necessary, diagrams and plats of the whole of said district, and/or plans and specifications for such project, and is further directed to estimate in detail the cost of said project, and furnish said information to the Council.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That it is hereby determined to be a public necessity to construct Sanitary Sewer in Ingham Street from Hillcrest Street to 220 feet south of Fielding Drive and on Fielding Drive (2700 blk.) from north intersection of Ingham Street to south intersection of Ingham St. as ordered; see Council Resolution 3-3-75.

(Note: construction due to abandonment of Greenbelt Pumping Station.)

That the Department of Public Service be and hereby is directed to cause to be prepared so far as necessary, diagrams and plats of the whole of said district, and/or plans and specifications for such project, and is further directed to estimate in detail the cost of said project, and furnish said information to the Council.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That it is hereby determined to be a public necessity to construct Sanitary Sewer in Newark Street from S. Logan Street southeasterly to serve 2025 and 2031 Newark Street as petitioned for (See Petition No. S-5-73, 3-12-74, on file with the City Clerk); signed by 66.7% of the benefited owners, signed by owners of 50% of the benefited frontage.

That the Department of Public Service be and hereby is directed to cause to be prepared so far as necessary, diagrams and plats of the whole of said district, and/or plans and specifications for such project, and is further directed to estimate in detail the cost of said project, and furnish said information to the Council.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT II

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That the plans and specifications returned by the Department of Public Service in pursuance of the resolution of this Council, Resolution date 3-3-75

P.S. No. 64106 San.—Ordered

Property Benefited: Ingham Street from Hillcrest Street to 220 feet south of Fielding Drive excepting all public streets and alleys and other lands deemed not benefited.

(Note: This re-construction due to abandonment of Greenbelt Pumping Station.)

Resolution date 3-3-75

P.S. No. 64106 San.—Ordered

Property Benefited: Fielding Drive (2700 blk.) from north intersection of Ingham to south intersection of Ingham St. excepting all public streets and alleys and other lands deemed not benefited.

(Note: this re-construction due to abandonment of Greenbelt Pumping Station.)

Resolution date 3-3-75

P.S. No. 75086—San.

Property Benefited: All lands fronting on Newark St. from S. Logan St. southeasterly to serve 2025 and 2031 Newark St. excepting all public streets and alleys and other lands deemed not benefited.

Resolution Date 7-29-74

P.S. No. 77057 St. & San.

Property Benefited: All lands fronting on Aurelius Rd. from Jolly Rd. south to serve Spanmar Subdivision (5300 blk. Aurelius Rd.) excepting all public streets and alleys and other lands deemed not benefited.

Resolution Date 3-3-75

P.S. No. 25040 (Combined)—Ordered

Property Benefited: All lands fronting on N. Logan St. (1700 blk.) on south side of N. Logan Street Bridge over Grand River excepting all public streets and alleys and other lands deemed not benefited.

Resolution Date 1-20-75

P.S. No. 58020 Storm

Property Benefited: All lands fronting on Hamelon Street from Aurelius Road to the east end of street, excepting all public streets and alleys and other lands deemed not benefited.

be received, approved and placed on file.

The Engineer's estimated expense of said improvements are as follows:

Project number PS 58020

STORM

Intersection and
City Contribution\$ 49,000.00
Assessable to Property Owners.... 34,500.00
Total Project Cost\$ 83,500.00

SANITARY

Intersection and
City Contribution\$ 69,100.00
Assessable to Property Owners.... 23,400.00
Total Project Cost\$ 92,500.00

STUBS

Intersection and
City Contribution\$ 0.00
Assessable to Property Owners.... 1,500.00
Total Project Cost\$ 1,500.00

SANITARY TOTAL

Intersection and
City Contribution\$ 69,100.00
Assessable to Property Owners.... 24,900.00
Total Project Cost\$ 94,000.00

TOTAL PROJECT COST

Intersection and
City Contribution\$118,100.00
Assessable to Property Owners.... 59,400.00
Total Project Cost\$177,500.00

That the Purchasing Director be directed to advertise and let for bid the specifications for said projects as submitted by the Department of Public Service.

That the City Assessor be, and is directed, to make special assessment installment rolls, based upon bids to be received and other related costs of construction, and return same to the City Council.

All projects are a part of the Hamelon, Aurelius and Other Storm and Sanitary Sewers Contract, PS 75087.

I hereby certify that funds are available and encumbered for the City of Lansing's share of said project.

EDWARD PERRY,
City Controller.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows:

\$ 585.00 from Transportation—Police Uniform Div.
A/C 101-308-000-860
\$ 585.00 to Repairs & Maint.—Police Uniform Div.
A/C 101-308-000-930
\$ 81.00 from Estimated Revenues—Recreation Clubs Revenue (#101-651.48)
A/C 101-000-000-160
\$ 81.00 to Operating Supplies—Recreation Clubs
A/C 101-718-000-740
\$ 279.41 from P.S. Garage Motor Pool
A/C 101-936-250-975
\$ 279.41 to P.S. Garage Site
A/C 101-936-210-975
\$ 5,000.00 from Estimated Revenues
A/C 150-000-000-160
\$ 5,000.00 to Power Rescue Tool
A/C 153-342-001-977
\$ 6,000.00 from Estimated Revenues
A/C 150-000-000-160
\$ 1,900.00 to Services—BWL
A/C 153-459-001-836
4,100.00 to Equipment
A/C 153-459-001-977
\$616,895.00 from Estimated Revenue
A/C 150-000-000-160
\$473,124.00 to Salaries
A/C 153-870-001-702
80,431.00 to Fringe Benefits
A/C 153-870-001-715
1,650.00 to Medical Expense
A/C 153-870-001-828
61,690.00 to Administrative Exp.
A/C 153-870-001-956
\$ 450.00 from Frances Park Equity—Park Trust Fund
A/C 712-000-000-391.05
\$ 450.00 to Operating Supplies—Park Trust Fund
A/C 712-707-000-740

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
Committee on Finance.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$1,486,640.77.

Signed:

JOHN T. ANAS,
TERRY J. McKANE,
JAMES D. BLAIR,
WILLIAM A. BRENKE,
JACK D. GUNTHER,
Committee on Finance.

Adopted by the following vote:

Unanimously.

INTRODUCTION OF ORDINANCE

The following ordinance of the City of Lansing, Michigan providing that the Code of Ordinances be amended by revising Section 30-9 of the Code (Taxicab—Maximum fares—Schedule) was introduced by Councilman Belen read a first and second time by its title and referred to the Committee on Ordinance and Contracts.

Council adjourned at 7:50 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

March 3, 1975

F/B

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, March 10, 1975

CITY COUNCIL ROOMS

Lansing, Michigan

March 10, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Anas, Belen, Blair, Brenke, Ferguson, Gunther, May, McKane—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Gunther.

Pledge of Allegiance was given by Ms. Aurora Anselmo—Vice President of Eastern High School Student Council.

The record of the previous session was approved as printed.

PUBLIC HEARINGS

March 10, 1975, at 7:30 o'clock being the time set as the time for holding a public hearing on the proposed demolition of buildings at:

1118 Kingsley Ct.—owned by Mr. William G. Jenkins.

1815 Olds Avenue—owned by Mr. Gerald W. Letts.

The Mayor announced that if there was anyone present who had any suggestions or objections to the demolition of said buildings they had the privilege of speaking at this time.

Wm. G. Jenkins, 526 Park Lane, East Lansing, Michigan, spoke in objection.

Referred to Committee on Buildings and Properties.

PUBLIC HEARING

This 10th day of March, 1975, at 7:30 p.m. is the time set for a public hearing to con-

sider a modification of the Neighborhood Development Project for Urban Renewal Project No. 2, Mich. A-6.

The proposed modification in general, pertains to:

"Expanding the boundary lines of said Urban Renewal Project to include the Michigan Avenue Bridge, which is more specifically described as: Continuing to the south right-of-way line of Michigan Avenue: thence east along said right-of-way line to the east bank of the Grand River: thence northerly along the east bank of the Grand River to the present southerly boundary of said Project No. 2, Mich. A-6.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed land disposition he had the privilege of speaking at this time.

Ron Stonehouse, Acting Urban Renewal Director, introduced several exhibits and explained each.

Referred to Committee on Redevelopment and Committee on Ordinance and Contracts.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

ELECTRICAL CONTRACTOR—Robert Waldo, ABC Electric Co.

HEATING & AIR CONDITIONING—Air Conditioning Maintenance Co., Inc.

SIGN ERECTOR—James R. Sudberry dba Capitol Sign Co.

SEWER CLEANER—H. Thomas Guthrie.

MUSIC BOX—Brother's Lounge, Tommies Bar, Starrs Black and Tan.

PUBLIC DRIVERS—Danny C. French, Gloria Nelson, Constance J. Redhead.

Referred to Committee on Ordinance and Contracts.

Claims filed by:

Donald Walters for damage to windshield due to stone thrown by lawnmower.

Referred to City Attorney and Park Department.

Richard L. Kemp for damage to automobile due to hitting hole in street.

Referred to City Attorney and Public Service Department.

Thomas M. Scott for damage to automobile.

Referred to City Attorney and Public Service Department.

Requests filed for special 24-hour liquor permits for:

Greater Lansing Management Association—March 13, 1975—Reo Club House.

Michigan Licensed Beverage Association—April 9, 1975—Michigan National Guard Headquarters Armory.

Referred to Committee on City Affairs.

Easter Seal Society requests permission to:

Conduct a fund raising project (sale of paper lilies) on March 21-22, 1975, and place a movable billboard in front of Capitol Building during week of March 17-23, 1975 during telethon.

Referred to Committee on City Affairs.

Request from Lansing Assembly No. 11, Order of Rainbow for Girls to sell candy on city streets on March 1 through 12, 1975.

Referred to Committee on City Affairs.

Petitions filed in opposition to the completion of Edgewood Blvd.

Referred to Traffic Board, Planning Board and Public Service Board.

Letter from Stein Associates, Inc., in regard to plans of the First State Savings and Loan Association of East Lansing to establish a new branch office at corner of Allegan Street and Washington Avenue.

Referred to Building Commissioner and Director of Public Service.

Letter from Christ Temple Church in regard to their intention of selling or remodeling property at 1015 and 1021 W. Washtenaw Street.

Referred to Committee on Buildings and Properties.

Water Resources Commission submits order and permit for alteration or occupation of a flood way.

Received and placed on file.

Tri-County Regional Planning Commission submits:

Tentative 1976 budget and appropriation request.

Received and placed on file.

Full voting membership on the Governmental Coordinating Committee to the City of Lansing.

Referred to Committee of the Whole.

Continental Cablevision of Lansing, Inc., submits the December 31, 1975 balance sheet and operating statement.

Received and placed on file with copy to City Attorney and Committee of the Whole.

REPORTS OF COMMITTEES

The Committee on ORDINANCES AND CONTRACTS approves the following applications and bonds for licenses:

ELECTRICAL CONTRACTOR—Robert Waldo, ABC Electric Co.

HEATING & AIR CONDITIONING—Air Conditioning Maintenance Co., Inc.

SIGN ERECTOR—James R. Sudberry dba Capitol Sign Co.

SEWER CLEANER—H. Thomas Guthrie.

MUSIC BOX—Brother's Lounge, Tommie's Bar, Starrs Black and Tan.

PUBLIC DRIVERS—Danny C. French, Gloria Nelson, Constance J. Redhead.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the ordinance of the City of Lansing providing that the Code of Ordinances be amended by revising section 30-9 of code (Taxicab—Maximum fares—schedule), reports as follows:

That said ordinance be passed.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the request from The City Club of Lansing for new Dance Permit to be held in conjunction with 1974 Club-SDM licenses at Olds Plaza, 125 West Michigan Avenue, reports as follows:

That the request be approved, having received the signatures of all the required departments.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the request of The Brewery, Inc., for dropping Bruce Wahlin and Paul Kacer as stockholders in 1974 Class "C" licensed corporation with Dance-Entertainment Permit at 3411 East Michigan Avenue through sale of their stock back to the corporation, reports as follows:

That the request be approved, having received the signatures of all the required departments.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Greater Lansing Management Association for permission to serve alcoholic beverages on March 13, 1975, in the Reo Club House, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Capital Unit, of Michigan Licensed Beverage Association for permission to serve alcoholic beverages on April 9, 1975, at Michigan National Guard Headquarters Armory in connection with the annual spring party, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of the Easter Seal Society of Ingham County, Inc., for permission to sell paper Easter lilies on city streets from March 21 through March 22, 1975, and permission to place a movable billboard in front of the Capitol (Capitol at Michigan) for the week of the Telethon, March 17-23, 1975, reports as follows:

The Committee recommends permission be granted and that the City Clerk's office be contacted for renewal of the Charitable Solicitation Permit, and further that permission be granted to place the movable billboard in the cul de sac, Capitol at Michigan Avenue.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Lansing Assembly No. 11, Order of Rainbow for Girls for permission to sell candy on city streets from March 1 through March 12, 1975, reports as follows:

The Committee recommends permission be granted subject to obtaining a Charitable Solicitation Permit from the City Clerk's office.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the question of possible changes in the overnight parking regulations, reports as follows:

After discussion with the Traffic Director, Public Service Director, Chiefs of Fire and Police Departments, and the Planning Director, it is the opinion of the Committee that the proposal to change overnight parking to alternate sides of the streets be rejected.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred rezoning petition Z-66-74 for property at 2118-2120 West Jolly Rd. from "E-2" Drive-In Shop, "J" Parking and "A" One Family Residence Districts to "F" Commercial District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

rolet for the purchase of one new suburban type vehicle for a total delivered price of \$5,246.03 be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Public Service Director.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

March 6, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: B-75-289 Suburban Type Vehicle
Gentlemen:

Two bids for the purchase of one (1) new suburban type vehicle were opened at 3:00 P.M., E.S.T. on Tuesday, March 4, 1975.

Andrews Chevrolet\$5,246.03

Bud Kouts Chevrolet\$5,389.38

We recommend acceptance of the low bid submitted by Andrews Chevrolet for a total delivered price of \$5,246.03.

Respectfully submitted,

VAUGHAN L. MCKINCH,
Purchasing Director,

ROBERT R. BACKUS,
Public Service Director.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the recommendation of the Purchasing Director and the Public Service Director that the low bid submitted by Andrews Chev-

March 4, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: B-75-262 Diesel Buses

Gentlemen:

One bid for the purchase of diesel buses was opened at 3:00 P.M., E.S.T. on Tuesday, March 4, 1975.

We recommend acceptance of the bid submitted by the GMC Truck & Coach Division for seven (7) diesel buses at \$55,499.83 each, making the total amount authorized \$388,498.91.

Respectfully submitted,

VAUGHAN L. MCKINCH,
Purchasing Director,

GEORGE S. LOKKEN,
Program Coordinator.

Referred to Committee on Public Safety.

REPORT OF COMMITTEE

The Committee on PUBLIC SAFETY, to whom was referred the recommendation of the Purchasing Director and the Program Coordinator that the bid submitted by GMC Truck & Coach Division for the purchase of seven diesel buses at \$55,499.83 each, making the total amount authorized \$388,498.91 be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Program Coordinator.

Signed:

TERRY J. McKANE,
ROGER T. MAY,
WILLIAM A. BRENKE,
JOEL I. FERGUSON,
JOHN T. ANAS,
Committee on Public Safety.

By Councilman McKane—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

March 6, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is Change Order No. 4, submitted by Barnhart & Son, on the Melvin, Kaplan and Other Storm and Sanitary Sewers and Pumping Stations, requesting that the retainage be reduced from 10% to 2% as only clean-up and yard restoration remains to be done.

I would recommend approval of this Change Order.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred Change Order No. 4, submitted by Barnhart & Son, on the Melvin, Kaplan and Other Storm and Sanitary Sewers and Pumping Stations, requesting that the retainage be reduced from 10% to 2% as only clean-up and yard restoration remains to be done, reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

March 6, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is Change Order No. 9 (Final), submitted by Hanel-Vance Construction Co. on the Washington Avenue Mall, Block 1, 2, and 3, PS 36070, decreasing the amount of the contract by \$15,832.58, due to field conditions.

I would recommend approval of this Change Order.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred Change Order No. 9 (Final), submitted by Hanel-Vance Construction Co. on the Washington Avenue Mall, Blocks 1, 2, and 3, PS 36070, decreasing the amount of the contract by \$15,832.58, due to field conditions, reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

March 6, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is a proposed Agreement between the Penn Central Transportation Company and the City of Lansing for the construction of one (1) 54 inch reinforced concrete sanitary sewage main, known as

the Weigman Sanitary Relief Sewer, through the lands and under and across the roadway and tracks of Railroad.

The cost to the City of Lansing for this construction will be \$1,230.00.

I would recommend approval of this Agreement, and that the Mayor and City Clerk be authorized to sign this Agreement after approval as to form by the City Attorney.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

March 6, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is a proposed Consulting Engineering Agreement between G. J. McLravy and Sons, Inc., and the City of Lansing, for furnishing the necessary engineering services for the repair, reconstruction or replacement of the Kalamazoo Street Bridge over the Grand River.

I would recommend that the Mayor and the City Clerk be authorized to sign this Agreement after the approval as to form by the City Attorney.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

March 6, 1975

Honorable Mayor and
Members of City Council

City of Lansing

Gentlemen:

City Council authorized on February 24, 1975, purchase of approximately five acres in the Marscott area for a neighborhood park. Prior to completing this purchase a survey of the property must be made.

Stephens Engineering has agreed to survey the property, place the corner monuments, and prepare the required certificate for a cost not to exceed \$540.00.

In order to complete the sales transaction within a stipulated thirty day time limit I

would appreciate your prompt approval of this project.

Sincerely,

THEODORE J. HASKELL,
Director of Parks and
Recreation.

Referred to Committee on Parks and Recreation.

March 6, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

The Board of Public Service, to whom was referred the final plat of Warwick Subdivision No. 2, recommends approval of said plat subject to the filing of the necessary petitions for the required improvements.

Respectfully submitted,

BARBARA GARLOCK,
Secretary.

Referred to Committee on Public Service and Highways.

March 6, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

The Board of Public Service, to whom was referred a letter from Joseph and Blanche Mance, requesting an easement over the street right-of-way for a garage at 1023 Clear Street, recommends that said easement be granted, subject to the termination of said easement upon removal or destruction of said garage.

Respectfully submitted,

BARBARA GARLOCK,
Secretary.

Referred to Committee on Public Service and Highways.

March 5, 1975

K-420

Lewton Neighborhood Plan

Honorable Mayor and

Members of City Council

Gentlemen:

At their meeting March 4, 1975, the Planning Board adopted a Master Plan amend-

ment for the Lewton Neighborhood area lying west of Lewton Elementary School, south of Mt. Hope Avenue, southeast of Moores River Drive, east of Waverly Road, and north of Glasgow Street. The area is presently vacant and contains approximately forty (40) acres of land. A public hearing was held by this Board at Lewton Elementary School on February 18, 1975, regarding this amendment.

This Master Plan amendment is the result of several months work and cooperation between the planning staff and the Lewton Neighborhood Planning Committee to develop a plan for the area. The Planning Board requests your approval of this amendment.

The text and graphic presentation of this amendment are presently being prepared by the Planning staff for publication. Copies will be forwarded to you as soon as they are available.

Sincerely,

ALAN E. TUBBS,
Planning Board Secretary.

Referred to Committee on Planning.

March 5, 1975

Urban Renewal Project No. 2

Boundary Change

Honorable Mayor and

Members of City Council

Gentlemen:

At their meeting March 4, 1975, the Planning Board reviewed and approved the proposed boundary change for Urban Renewal Project Number Two. The proposed change would amend the Development Plan to include the Michigan Avenue bridge in the boundaries of the project.

Sincerely,

ALAN E. TUBBS,
Planning Board Secretary.

Referred to Committee on Redevelopment.

March 6, 1975

Z-1-75

1100, 1106 Jerome Street

Honorable Mayor and

Members of City Council

Gentlemen:

The Planning Board, at their March 4, 1975 meeting, recommended to City Council that the request by the Edward W. Spar-

row Hospital Association to rezone property at 1100 and 1106 Jerome Street from "D-M" Multiple Family Residential District to "J" Parking District be approved.

The Board has found that the requested change is in conformance with the development of the area and will not seriously affect adjacent properties.

There was no one present at the March 4, 1975 public hearing in opposition to the request. This recommendation was by unanimous vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

March 6, 1975

Z-3-75

4532, 4620 Pleasant Grove Road

Honorable Mayor and

Members of City Council

Gentlemen:

The Planning Board, at their March 4, 1975 meeting, recommended to City Council that the request by Roy Markey to rezone property between 4532 and 4620 Pleasant Grove Road from "A1-" Family Residential District to "C-2" Family Residential District be approved; and the developer be encouraged to increase the front yard setbacks above the minimum requirements of the Zoning Code when any development takes place.

The proposed use of this site is expected to have minimal affect upon area schools, streets, and utilities. It should be pointed out that there is a public school and a park close by which will provide additional recreation and open space. The 1960 Comprehensive Master Plan calls for this area to be a low density residential area. However, in view of the Community Unit Plan Development to the west, it is questionable if this plan is still valid for this area.

The zoning policy for this area should attempt to follow the Master Plan in light of the reality of the area. There isn't any vacant land in the area that is zoned or being developed for this use. If approved, it may be that the requested rezoning will stimulate requests for similar rezonings, particularly in the immediate area just to the north and south of the site.

The boundaries of the site are acceptable as boundaries for this district to the west and east. The boundaries to the north and south are reasonable in light of the fact that these will be residential use which abut each other. The proposed use will provide a good transitional area between the high

density residential to the west and the single family residential to the east across Pleasant Grove.

Other points worth noting at this time are; in light of the single family residences north and south of the site, it may be advisable to rezone these remaining parcels to "C-2" Family, which may achieve the following. First, it could eliminate these single family homes being adjacent to the higher density townhouse development. Second, if completely developed to two family, these parcels would provide a transitional zone between the townhouse development and the single family residential across Pleasant Grove. Third, it is possible that these parcels would be assembled into a single development package which could provide more on-site amenities than would be provided with haphazard lot-by-lot development. Finally, it would possibly stop any attempt to rezone parcels on the corner of Pleasant Grove and Reo Road to a commercial district.

The site in question has ease of access to Pleasant Grove Road, a major residential collector. It is suggested that upon application for development of these properties that the Traffic Engineer review ingress and egress to the lots, with the thought of controlling the number of curb cuts.

There was no one present at the March 4, 1975 public hearing in opposition to the request.

This recommendation was by unanimous vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

March 6, 1975

Z-4-75

3115 West Jolly Road

Honorable Mayor and

Members of City Council

Gentlemen:

The Planning Board, at their March 4, 1975 meeting, recommended to City Council that the request by Roy Markey to rezone property located at 3115 West Jolly Road from "A-1" Family Residential District to "C-2" Family Residential District be approved; and further, that the developer be encouraged to increase the front yard setback from Jolly Road, which improves the living environment for residents in terms of dust, odor, noise, etc.

The proposed use for this site, is expected to have minimal impact upon schools, streets, and public utilities. The 1960 Com-

prehensive Master Plan recommends that this area be a low density residential area. Zoning policy would ordinarily reflect that Master Plan. However, there are other two-family structures existing in the area so that Master Plan may no longer be completely valid for this area. Also, two-family dwellings can be compatible with single family dwellings in some circumstances. Such is the case with this site which because of location along Jolly Road, will not create excessive traffic or high intensity use invasion into a low density residential neighborhood. Furthermore, this area is not a stable uniform neighborhood which might be disrupted by a change in existing land use intensity.

There are vacant parcels in the area which are zoned "C-2" Family. These sites are not being developed at the present time. This rezoning is expected to stimulate requests for similar rezonings in the area. The fact that this area has existing "C-2" Family parcels nearby makes this requested rezoning reasonable and the boundaries of the site acceptable as boundaries for this district. This area is in transition to a medium density, and a two-family dwelling is an acceptable use in such an area. Also, such a use of this site will allow the developer to maximize his return from this property and at the same time help to fend off non-residential development along Jolly Road.

The site has ease of access to Jolly Road, a major arterial. Site design, which will include off-street parking, should include maneuvering areas for automobiles that will allow them to enter Jolly Road in a forward movement, rather than backing directly into Jolly Road.

One person was present at the March 4, 1975 public hearing in opposition to the request. This recommendation was by unanimous vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred back to Planning Board.

March 6, 1975

Z-5-75

2501, 2507, 2513 Newark Avenue

Honorable Mayor and

Members of City Council

Gentlemen:

The Planning Board, at their March 4, 1975 meeting, recommended to City Council that the request by Roy Markey to rezone property at 2501 to 2513 Newark Avenue from "A-1" Family Residential District to "C-2" Family Residential District be denied.

This rezoning is expected to have little impact on area schools, streets, and public utilities. The 1960 Comprehensive Master Plan calls for this area to be developed as a low density (2-3 dwelling units per acre) residential area. The requested rezoning would have a density of 6.3 dwelling units per acre if each lot is used for a two-family unit. That would make the proposed density for this site double that recommended in the Master Plan. There isn't any vacant land in this area which is zoned for this purpose nor is there any development of this type taking place at this time in the immediate area. This requested rezoning will probably stimulate requests for similar rezonings in the area.

Such rezonings often foster uncontrolled development in the vicinity. The boundaries of the site are not acceptable as boundaries for this district and would constitute spot zoning. Normally, when higher density zoning districts are considered, they are related to; 1) major street facilities, 2) within easy walking distance of shopping facilities, parks and other public facilities, 3) utility capacity that can handle not only the increase of density of one particular lot, but would have the capacity to handle the increase if other similar lots were to be allowed to the same privileges, 4) available mass transportation facilities. The proposed rezoning does not fare well in any of the above stated areas of concern.

There were 14 people present at the March 4, 1975 public hearing in opposition to the request. This recommendation received a unanimous vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred back to Planning Board.

March 6, 1975

Z-6-75

2425 Newark Avenue

Honorable Mayor and

Members of City Council

Gentlemen:

The Planning Board, at their March 4, 1975 meeting, recommended to City Council that the request by Roy Markey to rezone property at 2425 Newark Avenue from "A-1" Family Residential District to "C-2" Family Residential District be denied.

This rezoning is expected to have little impact on area schools, streets, and public utilities. The 1960 Comprehensive Master Plan calls for this area to be developed as a low density residential area. The requested rezoning would have a density of 6.3 dwelling units per acre if each lot is

used for a two-family unit. That would make the proposed density for this site double that recommended in the Master Plan. There is not any vacant land in this area which is zoned for this purpose; nor is there any development of this type taking place at this time in the immediate area. This requested rezoning will probably stimulate requests for similar rezoning in the area.

Such rezonings often foster uncontrolled development in the vicinity. The boundaries of the site are not acceptable as boundaries for this district and would constitute spot zoning. Normally, when higher density zoning districts are considered, they are related to; 1) major street facilities, 2) within easy walking distance of shopping facilities, parks and other public facilities, 3) utility capacity that can handle not only the increase of density of one particular lot, but would have the capacity to handle the increase if other similar lots were to be allowed the same privileges, and 4) available mass transportation facilities. The proposed rezoning does not fare well in any of the above stated areas of concern.

There were 15 people present at the March 4, 1975 public hearing in opposition to the request. This recommendation was by unanimous vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

March 6, 1975

Z-8-75

3120 Ellen

Honorable Mayor and

Members of City Council

Gentlemen:

The Planning Board, at their March 4, 1975 meeting, recommended to City Council that the request by John Bean to rezone property at 3120 Ellen Street from "A-1" Family Residential District to "DM" Multiple Dwellings District be denied.

The site under consideration has its primary access to Ellen Avenue, a short, narrow residential street, which is totally developed with residential homes on either side. At the present time, the residents in this area enjoy the low density qualities of the area. Traffic and activity is limited to the immediate neighborhood and does not seriously affect living conditions.

This request for rezoning would generate additional traffic and activity into this area. The existing low density residential qualities would be destroyed or threatened and

the existing utilities and facilities could be overtaxed. This would be especially true if other lands were cleared and developed in a similar manner. The character of this area could gradually change, and during this change, property values would be adversely affected. It is the policy of the Planning Board to discourage the intermixture of low and high density residential uses without reasonable transitions. Zoning to "D-M" would be contrary to that policy, and would encourage the establishment of similar type uses in zoning changes throughout the City.

It is felt that the existing zoning of this site and its relationship to the overall established land use pattern allows reasonable use of the land. The proposed rezoning is totally out of character with existing development.

There were 30 people at the March 4, 1975 public hearing in opposition to the request. This recommendation was by unanimous vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

3939 Windemere

Lansing, Michigan

March 7, 1975

Honorable Mayor and Members of

the City Council

City Hall

Lansing, Michigan 48933

Gentlemen:

I hereby submit my resignation from the Capital Area Rail Council because I have accepted employment with the Lansing Housing Commission. My resignation is effective this date.

Sincerely,

(MRS.) LULAMAE WOLFE.

By Councilman McKane—

That the above resignation be accepted.

Carried.

March 6, 1975

Honorable Mayor Pro Tem and

Members of the City Council

Gentlemen:

I am submitting to you for your consideration and confirmation the name of

Roger B. Elliott to the Capital Area Rail Council.

Mr. Elliott is a native of Lansing, a graduate of Sexton High School and presently attending classes at Lansing Community College. He received an honorable discharge from the U. S. Navy. He is employed by the National Guard and is a Public Safety Officer and Fireman for the Capitol Regional Airport Authority. He resides with his wife at 1519 Bassett.

Respectfully submitted,

Councilman-at-Large.
JAMES D. BLAIR,

By Councilman McKane—

That the above appointment be confirmed.

Carried.

March 4, 1975

Honorable Mayor Pro Tem and Members

of the Lansing City Council

Tenth Floor—City Hall

Lansing, Michigan

Dear Mayor Pro Tem and
Council Members:

This is to advise you that Mr. Harold Gabin who has been acting in the capacity of Manpower Director for the City of Lansing has resigned effective Friday, March 7, 1975, to accept a better paying position with the State of Michigan in their Automotive Services Division.

The duties of the CETA Manpower Director will be assumed on Monday, March 10, 1975, by Mr. John Cole Houldsworth who brings with him extensive experience in the field of Personnel and Administrative Management.

Mr. Houldsworth graduated with a Bachelor of Arts Degree from Oxford, Ohio in 1957 and received his Master of Arts Degree in 1962. He holds the rank of Commander USNR-R and has served as an Information and Education Officer as well as having extensive Naval Reserve Group Commander responsibilities for five Naval Reserve divisions in Lansing.

In addition, since 1962, Mr. Houldsworth has taught seminars for claimant adjudicators and job analysts for the Department of Labor and Industrial Relations for Continuing Education Program at Michigan State University.

He resides with his wife and three children at 3717 Brighton Drive, Lansing, Michigan and has participated in numerous civic activities such as the Parents' Advisory Committee; Academic Interest Center; Vice-president for Finance and former

Secretary, Lansing Chapter, Naval Reserve Association; American Federation of Musicians and functioned as a Section leader in all three of the "Mayor's Give The Grand a Hand" operations.

Respectfully,

GERALD W. GRAVES,
Mayor.

By Councilman Anas—

That we concur in the appointment of the Mayor.

Carried.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING RESOLUTIONS—YOU MAY SPEAK FOR ONLY 3-MINUTES ON ANY ONE RESOLUTION.

No persons spoke.

RESOLUTIONS

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That the proposed Consulting Engineering Agreement between G. J. McLravy and Sons, Inc. and the City of Lansing, for furnishing the necessary engineering services for the repair, reconstruction or replacement of the Kalamazoo Street Bridge over the Grand River, be approved, and

That the Mayor and City Clerk be authorized to sign this Agreement upon certification of the City Controller as to the availability of funds, and after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That the proposed Agreement between the Penn Central Transportation Company and the City of Lansing for the construction of one (1) 54 inch reinforced concrete sanitary sewage main, known as the Weigman Sanitary Relief Sewer, through the lands and under and across the roadway and tracks of Railroad, at a cost to the City of Lansing of \$1,230.00, be approved, and

Be It Further Resolved that the Mayor and City Clerk be authorized to sign this Agreement upon certification of the City Controller as to the availability of funds,

and after the approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That the date for receiving bids for the Construction of Pedestrian Overpasses: (Miller Rd. at Woodgate and Wise Rd. at Newark), PS 75087, as printed in the Resolution to Advertise, February 24, 1975, be corrected to read, Tuesday, March 18th, 1975.

Adopted by the following vote:

Unanimously.

By Committees on Public Service and Highways and Redevelopment—

Resolved by the City Council of the City of Lansing:

That it is hereby determined to be a matter of public health and necessity to construct a public roadway and its necessary improvements including storm and sanitary sewers, curb and gutter and grade and gravel and sidewalks, at a location described as:

Running southwesterly from a point on N. Cedar Street (west side, south of the City Market Property) and terminating at the public alley lying north of Michigan Avenue and west of Depot Street, all lying within the boundaries of Urban Renewal Project No. Two, Mich. A-6,

and that the construction of this work is hereby ordered.

And Further, that the cost of this construction will be financed from Urban Renewal funds.

The Department of Public Service is hereby directed to prepare as far as necessary, plans and specifications for this project and it is further directed to estimate in detail the cost of said project and to furnish said information to the City Council.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

That Councilman John T. Anas be appointed as the City of Lansing representa-

tive to the Ingham County Board of Public Works.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

That the City Council Meeting of April 7, 1975 be changed to Tuesday, April 8, 1975 due to school election being held on Monday, April 7, 1975.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That the portion of the Council action of March 3, 1975, on Public Improvement II, referring to sewer benefits described as: All lands fronting on N. Logan Street (1700 blk.) on the south side of the N. Logan Street Bridge over the Grand River, be rescinded, and

Further, that the above described benefit shall be deleted from the Hamelon, Aurelius and Other Storm and Sanitary Sewers Contract, PS 58020, to be let on March 31, 1975.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

Whereas, by resolution in the Official Proceedings of the City Council of the City of Lansing, February 24, 1975, page 146, granting additional funds to the Capital Area Transportation Authority under CETA, Title II, in the amount of \$13,180.00,

Be It Further Resolved that the above mentioned resolution be amended to increase this allocation by an amount not exceeding \$2,620.00 for a total allocation of \$15,000.00 so as to include fringe benefit funding along with the salary funding for the four (4) employees being transferred from the EEA Program to CETA, Title II.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the Michigan Department of Natural Resources has entered into an agreement to provide for the planning and delivery of Manpower Services pursuant to the Comprehensive Employment and Training Act of 1973, Title II, Public Service Employment Program, and

Whereas, the City has received funding in the amount of \$1,090,458.00 for Public Service Employment which is to be used to help meet the Public Service needs of the Community, and

Whereas, non-profit agencies are now eligible for funding under Title II. This action is in conformity with the United States Department of Labor Manpower Administration directive recently received, and

Whereas, potential applicants for all positions funded under CETA must be properly certified by the Michigan Employment Security Commission located at 3215 South Pennsylvania before they can be offered a Public Service Employment position under Title II of the Comprehensive Employment and Training Act of 1973, and

Whereas, further applicants are limited to persons who have been unemployed for a minimum period of 30 days. All jobs under this act cannot exceed a yearly salary of \$10,000 plus applicable fringes; and

Now, Therefore, Be It Resolved, that the City of Lansing has agreed to allocate funding not to exceed \$9,000 from the above mentioned grant to the DNR for the following positions with effective dates of March 17, 1975 through June 30, 1975:

Clerk—Accounting

Clerk—Payroll

Clerk—Payroll

Adopted by the following vote:

Unanimously.

By Committee on Parks and Recreation—

Resolved by the City Council of the City of Lansing:

Whereas, the Michigan Highway Department has notified the city of its intent to sell an 8,200 square foot parcel of land at the east end of St. Joseph Street; and

Whereas, the Lansing Park Board is recommending this purchase based on the city ownership of river front property is consistent with the Board's Land Policy; and

Whereas, the Highway Department is requiring \$500.00 for the parcel;

Now, Therefore, Be It Resolved, that the Department of Parks and Recreation prepare the appropriate documents required by the State of Michigan and, with review by the City Attorney's Office, proceed with the acquisition.

Adopted by the following vote:

Unanimously.

By Committee on Parks and Recreation—

Resolved by the City Council of the City of Lansing:

Whereas, City Council authorized on February 24, 1975 purchase of park land in the Marscott neighborhood; and

Whereas, prior to completing this purchase a survey of the property must be completed; and

Whereas, Stephens Engineering will perform all required work for a cost not to exceed \$540.00;

Now, Therefore, Be It Resolved, that the Directors of Purchasing and Parks and Recreation are authorized to prepare a contract with Stephens Engineering and, following approval as to form by the City Attorney, the Mayor and Clerk are authorized to sign on behalf of the city.

Adopted by the following vote:

Unanimously.

By Committee on Parks and Recreation—

Resolved by the City Council of the City of Lansing:

Whereas, an engineering study on the ventilation in the Potter Park Lion House became necessary when the Federal Veterinarian for the Michigan region ordered improvements be made in the quality of air; and

Whereas, City Council authorized such a study on November 18, 1974 and have now received the engineer's findings and recommendations; and

Whereas, the cost estimated for the required items is \$23,070 with an annual operating expense of approximately \$2,730.00;

Now, Therefore, Be It Resolved, that the Department of Parks and Recreation and Purchasing be directed to prepare the appropriate documents for implementing this project.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Department of Emergency Operations, City of Lansing, entered into a Contract on May 29, 1973 effective from May 29, 1973 through July 31, 1973 to provide for an Emergency Operations program (PN-48); and

Whereas, said Contract provided \$25,000.00 for the purchase of certain equipment items; and

Whereas, although expenditures made to complete the purchase of equipment did not exceed the contract budgetary allocations and totaled \$24,982.00 said expenditures accrued after the contract expiration date during the period ending July 31, 1974; and

Whereas, Seidman & Seidman, Certified Public Accountants, have determined that such expenditures made after the contract termination date would be considered ineligible costs unless authorized and ratified by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the City Council of the City of Lansing hereby authorizes and ratifies the equipment expenditures of the Emergency Operations program as delineated above.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and Building in Lansing's Development (B.I.L.D.) entered into a contract effective from July 1, 1974 through September 30, 1974; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and Building in Lansing's Development (B.I.L.D.) mutually agreed to amend and extend said contract for the period from July 1, 1974 through June 30, 1975; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and Building in Lansing's Development (B.I.L.D.) do mutually agree to again amend said contract; and

Whereas, the proposed amendment of said contract is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and the City Clerk are hereby directed to sign said pro-

posed amendment of said contract on behalf of the City of Lansing, after approval as to form only by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing Model Cities Housing Assistance Foundation entered into contracts and contract amendments as follows:

November 18, 1970 (Contract)
November 15, 1970 through July 31, 1971
May 11, 1971 (Amendment)
November 15, 1970 through July 31, 1971
November 23, 1971 (Contract)
August 1, 1971 through July 31, 1972
July 18, 1972 (Amendment)
August 1, 1971 through July 31, 1972
September 5, 1972 (Contract)
August 1, 1972 through July 31, 1973
September 25, 1972 (Amendment)
August 1, 1972 through July 31, 1973
October 2, 1973 (Contract)
August 1, 1973 through June 30, 1974
December 17, 1973 (Amendment)
August 1, 1973 through June 30, 1974
September 10, 1974 (Amendment)
August 1, 1973 through September 30, 1974
and

Whereas, said contracts and contract amendments required the Lansing Model Cities Housing Assistance Foundation to provide individual grants limited to \$3,000.00 and individual loans limited to \$1,500.00; and

Whereas, it was mutually intended that the limits for loans be established at \$3,000.00 and the limits for grants be established at \$1,000.00; and

Whereas, the Board of Directors of Lansing Model Cities Housing Assistance Foundation, by formal action, established a loan limit of \$3,000.00 and a grant limit of \$1,000.00; and

Whereas, pursuant to the contract dated October 2, 1973 and amended December 17,

1973 and again amended and extended on September 10, 1974, for the period of August 1, 1973 through September 30, 1974, the City of Lansing agreed to pay the Lansing Model Cities Housing Assistance Foundation a total not to exceed \$183,250.00; and

Whereas, although total expenditures under said contract and amendments did not exceed \$183,250.00, Seidman & Seidman, Certified Public Accountants, have determined that unless ratified by the City Council of the City of Lansing the following expenditures and budget transfers should be considered ineligible costs because they do not conform with the contract budget allocations:

Account Number	Subaccount Number	Budgeted Amount	Expended
9003	901102	\$47,262.00	\$49,110.00
9057	901101	21,057.00	16,809.00
9107	901101	2,900.00	4,400.00
9203	901101	2,375.00	1,575.00
9205	901101	550.00	250.00
9305	901101	—0—	—0—
Total		\$74,144.00	\$74,144.00

Now, Therefore, Be It Resolved, that the City Council of the City of Lansing hereby ratifies the loan limit of \$3,000.00 and the grant limit of \$1,000.00 which shall apply to all the contracts and contract amendments aforementioned; and

Be It Further Resolved, that the City Council of the City of Lansing hereby authorizes and ratifies the expenditures and budget transfers of the Lansing Model Cities Housing Assistance Foundation as delineated above.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

P-1-75

Summerhill Subdivision

Whereas, the preliminary plat of Summerhill Subdivision has been submitted for tentative approval; and

Whereas, the Planning Board, pursuant to Act 285, P.A. 1931, has approved and recommended that the City Council tentatively approve the preliminary plat subject to the following conditions:

- 1) That the final plat be developed with all public improvements as required by the Michigan State Plat Act and the Lansing Subdivision Regulations.

- 2) That all lots are graded so that surface water shall drain therefrom to the street,
- 3) That the necessary easements be provided for the installation of public utilities,
- 4) That street names and street widths be shown on the face of the Plat at the time of final preliminary submission, and
- 5) That the reports from all public agencies be complied with; and

Whereas, the Planning Committee of Council reviewed the report of the Planning Board and concurred therewith,

Now, Therefore, Be It Resolved, that the preliminary plat of Summerhill Subdivision is hereby tentatively approved subject to the conditions one through five (1-5) as set forth above; and

Be It Further Resolved, that the City Clerk be, and she is hereby directed to, attach this approval to the Plat and return it to the proprietor.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows:

\$ 2,044.00 from Estimated Revenues
A/C 101-000-000-160

\$ 694.00 to Groesbeck Supply
A/C 101-704-000-740

675.00 to Red Cedar Supply
A/C 101-705-000-740

675.00 to Waverly Supply
A/C 101-706-000-740

\$45,000.00 from Estimated Revenues
A/C 150-000-000-160

\$45,000.00 to Washington Mall Sculpture
A/C 152-733-000-882

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

JOHN T. ANAS,
TERRY J. MCKANE,
JOEL I. FERGUSON,
JAMES D. BLAIR,
WILLIAM A. BRENKE,
Committee on Finance.

Adopted by the following vote:

Unanimously.

ZONINGS

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-1-75—1100-1106 Jerome Street,

be rezoned from "DM" Multiple Family Residence District to "J" Parking District and the "Map" be changed to indicate such transfers;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 31st day of March, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-3-75—4532-4620 Pleasant Grove Rd.,

be rezoned from "A" One Family Residence District to "C" Two Family Residence District and the "Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 31st day of March, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zon-

ing Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-4-75—3115 West Jolly Road,

be rezoned from "A" One Family Residence District to "C" Two Family Residence District and the "Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 31st day of March, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 30th day of December, 1974, this Council was petitioned to change the following described property from "E-2" Drive-In Shop, "J" Parking and "A" One Family Residence Districts to "F" Commercial District, all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 3rd day of March, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-66-74—2118, 2120 West Jolly Road,

more particularly described as:

Lots 1, 2, 3, 4, and 5 and all of Lot 6 except the south 70 feet of the west 56 feet, Pleasant Grove Subdivision, City of Lansing, Ingham County, Michigan,

from "E-2" Drive-In Shop District, "J" Parking District, and "A-1" Family Residential District to "F" Commercial District.

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised the City Council to approve the petition and further recommend that landscape, screening, and fencing plan be submitted and approved by the Planning Department prior to issuance of Occupancy Permits, and

Whereas, the Planning Committee of Council, to whom was referred the report of the Planning Board, concurred therewith,

Now, Therefore, Be It Resolved, that the Council of the City of Lansing ordains that the petition to rezone the above described property from "A-1" Family Residential District, "E-2" Drive-In Shop District, and "J" Parking District to "F" Commercial District be approved, and further that landscape, screening, and fencing plans be submitted to and approved by the Planning Department prior to the issuance of Occupancy Permits.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$5,653,798.48.

Signed:

JOHN T. ANAS,
TERRY J. McKANE,
JOEL I. FERGUSON,
JAMES D. BLAIR,
WILLIAM A. BRENKE,
Committee on Finance.

Adopted by the following vote:

Unanimously.

ORDINANCES

By Councilman Belen—

The Committee reported that it had considered an ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising section 30-9 of said Code (Taxicab—Maximum fares—Schedule), and recommended that the ordinance be passed.

Carried.

ORDINANCE NO. 384 (Taxicab—Maximum fares—Schedule)

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising section 30-9 of said Code, be placed on order of immediate passage.

Carried.

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising Section 30-9 of Code, be now passed.

Adopted by the following vote:

Unanimously.

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, BE AMENDED BY REVISING SECTION 30-9 OF SAID CODE.

The City of Lansing Ordains:

Section 1. That Section 30-9 of the Code of Ordinances of the City of Lansing, Michigan, be amended so that such section shall read as follows:

Sec. 30-9. Maximum fares—Schedule.

The driver or owner of any public taxicab licensed as aforesaid, may demand and receive for carrying passengers the following prices and no more:

- (a) For the first one-seventh (1/7) of a mile, seventy (70) cents, and for each additional two-sevenths (2/7) of a mile, twenty (20) cents.
- (b) The above charges shall be for one (1) person; for each additional passenger carried, a charge not exceeding twenty-five (25) cents for the entire trip may be made; provided, no charge shall be made for carrying children under the age of twelve (12) years when accompanied by a paying passenger; provided further, while standing, at the direction of a passenger; or because of traffic delay, such driver or owner may charge ten (10) cents for each one (1) minute for such waiting time.

Each paying passenger shall be entitled to have carried by such conveyance, without charge, any hand baggage not exceeding fifty (50) pounds in weight and for each piece of baggage weighing over fifty (50) pounds, twenty-five (25) cents may be charged and collected.

Any person as driver or owner of a taxicab violating any provision of this section upon conviction thereof, shall be punished as in this chapter provided.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

By Councilmen Gunther-May—

Resolved by the City Council of the City of Lansing:

That the rule prescribed in Sec. 5.5 (g) of the Charter relative to considering business not on the agenda, be waived.

Carried.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing Everett High School basketball team has brought great recognition to their school and our city; and

Whereas, the Lansing Everett High School basketball team is the city champion and their conference champion; and

Whereas, the Lansing Everett High School basketball team has won both their district and their regional Class A basketball championships, and is now preparing to participate in the quarter finals of the State Class A basketball tournament;

Now, Therefore, Be It Resolved, that the City of Lansing, Mayor and City Council congratulate Everett High School on the 1974-75 season successes; and

Further Resolves that they wish them continuing success resulting ultimately in the State Class A Basketball Championship for the 1974-75 Season.

Adopted by the following vote:

Unanimously.

REPORT OF COMMITTEE

The Committee on BUILDINGS AND PROPERTIES, to whom was referred the request to secure additional office space for Departmental expansion, reports as follows:

It is recommended the City Property Manager be authorized to negotiate to purchase the property known as the Grant's Building, located at 117 N. Washington Ave., at a cost not to exceed the fair market value as determined by the City Assessor.

Signed:

ROGER T. MAY,
JACK D. GUNTHER,
TERRY J. McKANE,
WILLIAM A. BRENKE,
JOHN T. ANAS,
Committee on Buildings and Properties.

By Councilman May—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

MARCH 10, 1975

COUNCIL PROCEEDINGS

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The following persons spoke in opposition to the completion of Edgewood Boulevard:

Thomas S. Treanor, 1720 Edgewood Blvd.

Mr. Opdyke, 6224 Balfour Dr.

Bill Sharp, 6224 Haag Road.

Donald Casterline, 6335 Haag Road.

Council adjourned at 8:35 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

March 10, 1975

F/S

Address Correction Requested

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OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, March 17, 1975

CITY COUNCIL ROOMS

Lansing, Michigan

March 17, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Anas, Belen, Blair, Brenke, Ferguson, Gunther, May, McKane—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Belen.

Pledge of Allegiance was given by Romy Bennett, Recording Secretary of Eastern High School Student Council.

The record of the previous session was approved as printed.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

MECHANICAL DEVICE—Harris Pool Center (5).

PUBLIC DRIVERS—Jerry Mack Dunn, Paul F. Keefer, Eric C. Miller, Kenneth J. Peters, Richard A. Schultz, Jr., Danny R. Stenzel, Michael N. Stout, Ward W. Wasson.

Referred to Committee on Ordinance and Contracts.

Fred White Engineering Co. submits final preliminary plats for:

Marscot Meadows No. 5 Subdivision.

Tecumseh Riverview Subdivision.

Referred to Planning Board and Public Service Board.

Summons filed in U.S. District Court by Gary Huber vs. City of Lansing and Police Department.

Referred to City Attorney and Police Department.

Request for special use permit:

SUP-3-75—1507 Jerome Street—(Housing facility for youth).

Referred to Planning Board.

Letter from Waverly-Holmes Center in regard to rezoning petition Z-57-74—3900 block Burnaway Dr. and 4500-4600 blocks S. Waverly Rd.

Referred to Committee on Planning.

Petition for Storm and Sanitary Sewers:

S-2-75—Aurelius Rd. from south line of Spanmar Subd. south to serve 5500 Aurelius Road.

Referred to Department of Public Service.

Requests filed for special 24-hour liquor permits for:

The Independent Order of Foresters—March 29, 1975—Michigan National Guard Armory.

D & J's Fashion—March 29, 1975—Plumbers Hall.

Capitol Lodge No. 8, F. and A. M., P.H.A.—April 12, 1975—Michigan National Guard Armory.

Senate Democratic Public Affairs Committee—April 16, 1975—Civic Center.

The International Brotherhood of Electrical Workers—Local 665—May 31, 1975—Civic Center.

Referred to Committee on City Affairs.

American Cancer Society requests permission to carry out fund raising event on April 1, 1975, in downtown area.

Referred to Committee on City Affairs.

Letter from the South Church of the Nazarene in regard to proposed walk-a-thon to be held on April 5, 1975.

Referred to Committee on City Affairs.

Request from the Civitan Club to conduct a button sale on March 24, 25, 26, 27, 1975.

Referred to Committee on City Affairs.

Ingham County Humane Society requests permission to sell tags on streets May 5 through 10, 1975.

Referred to Committee on City Affairs.

Petitions from business establishments located on Mill Street for directional street signs.

Referred to Traffic Board.

Letter from Louis J. Vlahakis offering city property at the corner of East Grand River and Turner Street for a mini-park.

Referred to Committee on Buildings and Properties, Park Board, Planning Board and Model Cities Policy Board.

American Legion—Department of Michigan, submits suggestion for naming of the new Michigan Avenue Bridge.

Referred to Committee on the Whole.

Letter from Connie E. Adams of Commerce Center Building submitting idea for the Bi-Centennial Celebration.

Referred to Bi-Centennial Director.

Copy of letter sent to Mr. Fred N. White from Department of Natural Resources in regard to building in the flood plain of the Grand River.

Referred to Committee of the Whole and Technical Planning Committee.

Letter from the Citizens of Census Tract 21 in regard to Community Development housing strategy.

Referred to Committee of the Whole and Technical Planning Committee.

REPORTS OF COMMITTEES

The Committee on ORDINANCE AND CONTRACTS approves the following applications and bonds for licenses:

MECHANICAL DEVICE—Harris Pool Center (5).

PUBLIC DRIVERS—Jerry Mack Dunn, Paul F. Keefer, Eric C. Miller, Kenneth J. Peters, Richard A. Schultz, Jr., Danny R. Stenzel, Michael N. Stout, Ward W. Wasson.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on BUILDINGS AND PROPERTIES, to whom was referred the offer of the W. T. Grant Building to the City, reports as follows:

The Committee recommends this offer be referred to the Planning Board for approval and that the Property Manager be authorized to prepare an Offer to Purchase as proposed by this Committee.

Signed:

ROGER T. MAY,
JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
Committee on Buildings and
Properties.

By Councilman May—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of The Independent Order of Foresters to serve alcoholic beverages at the Michigan National Guard Armory on March 29, 1975, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of D & J's Fashion for permission to serve alcoholic beverages at Plumber's Hall, S. Logan Street, on March 29, 1975, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Capitol Lodge No. 8, F. & A. M., P.H.A. for permission to serve alcoholic beverages on April 12, 1975, at the Michigan National Guard Armory, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Senate Democratic Public Affairs Committee for permission to serve alcoholic beverages at the Lansing Civic Center on April 16, 1975, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of International Brotherhood of Electrical Workers, Local 665, for permission to serve alcoholic beverages on May 31, 1975, at the Lansing Civic Center, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor

permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of the Ingham County Unit of the American Cancer Society for permission to conduct an April Fool's Day Literature Campaign in downtown Lansing on April 1, 1975, reports as follows:

The Committee recommends permission be granted.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of South Church of the Nazarene for permission to conduct a walk-a-thon on April 5, 1975 (route within the city to be from 401 W. Holmes Road to Waverly Road), reports as follows:

The Committee recommends permission be granted and the Committee recommends further that the Lansing Police Department provide an escort.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Ingham County Humane Society for permission to sell tags on city streets from May 5 through May 10, 1975, reports as follows:

The Committee recommends permission be granted.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Lansing Area Civitan Clubs for permission to conduct a button sale to raise funds for Special Olympics on March 24, 25, 26, and 27, 1975, reports as follows:

The Committee recommends permission be granted subject to obtaining a Charitable Solicitation Permit from the City Clerk's Office.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

March 13, 1975

Honorable Mayor and Members

of the Lansing City Council

Lansing, Michigan

Re: Claim of David Anderson for damage to a car when it hit chuck hole in street.

Gentlemen:

Your City Attorney, to whom was referred the above claim, has made an investigation thereof and, on that basis, recommends that the claim be denied. The City

did not have a reasonable amount of time to repair the hole after it first learned of the defect.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman May—

That we concur in the recommendation of the City Attorney.

Carried.

March 7, 1975

Honorable Mayor and
City Council

City Hall

Lansing, Michigan

Gentlemen:

The Building Department has on file a written request from the legal owners as of this date, to demolish and remove the two story, two-family residence, located at:

803 N. Logan Street
Described as: 3301-08-455-151
Owned by: Hannibal S. Abood

Your approval is hereby requested for the authorization of the Purchasing Agent to advertise for quotes for demolition and removal of said structure. The cost thereof to be spread on the Property Tax Roll.

Attached find copy of owner's request letter.

Sincerely,

JAMES W. KZESKI,
Building Commissioner,
City of Lansing.

Referred to Committee on Buildings and Properties.

March 13, 1975

To the Honorable Mayor
and Members of the City Council
City Hall

Lansing, Michigan 48933

Gentlemen:

I herewith report that I have submitted to the City Assessor an itemized list of trees removed from private properties in the amount of \$247.50 for the year 1974, for Special Assessment on Tax Roll T-28.

Respectfully submitted,

JAMES W. KZESKI,
Building Commissioner,
City of Lansing.

Received and placed on file.

March 13, 1975

To the Honorable Mayor
and Members of the Council
Gentlemen:

I am hereby submitting Special Assessment Roll 28-T, actual cost, for the removal of trees from private properties, as per Mayor's order.

To Be Assessed—100%.....\$247.50

Respectfully submitted,

PAUL S. CREEVY,
City Assessor.

Received and placed on file.

March 13, 1975

Honorable Mayor and City Council
City Hall

Lansing, Michigan

Gentlemen:

Attached is Change Order No. 6, submitted by Construction Design, Inc., on the Public Service Garage & Storage Facilities, P.S. 46050, increasing the amount of the contract by \$1,475.07, due to as-built conditions.

I would recommend approval of this Change Order.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred Change Order No. 6, submitted by Construction Design, Inc., on the Public Service Garage & Storage Facilities, P.S. 46050, increasing the amount of the contract by \$1,475.07, due to as-built conditions, reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

March 13, 1975

Honorable Mayor and City Council
City Hall
Lansing, Michigan
Gentlemen:

Attached are five (5) Sewer Easements from the following persons: Mr. and Mrs. James W. Fox; Mr. and Mrs. Gerald I. Hoffman; Mr. and Mrs. Dwight D. McComb; Mr. and Mrs. Roy B. Ellis and the Lansing Housing Commission, extending from Loa St. south to Southland Ave., releasing and conveying the right-of-way across and through the following described land:

The South 20 ft. of Lot 128 of Logancrest Subdivision.

The East 20 ft. of Lot 126 of Logancrest Subdivision.

The South 20 ft. of Lot 127 of Logancrest Subdivision.

The South 20 ft. of Lot 128 of Logancrest Subdivision.

Beginning at a point on the South line of Logancrest Subd., 524.42 ft. West of the Southeast corner of said Subdivision; thence S 00° 01' 40" W 407 ft. ± along a curve to the left having a radius of 383 ft. and a long chord of 144.03 ft. bearing N71° 22' 18" West; thence North 161.34 ft.; thence N 89° 52' 39" West 38.98 ft.; thence N 00° 01' 40" E 244.58 ft.; thence S 89° 52' 01" E 50 ft. ± to the point of beginning.

These Easements are for the Hector Drain Relief Storm Sewer.

I recommend these Easements be accepted, and that the City Clerk be directed to have the Easements recorded with the Registrar of Deeds.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

March 13, 1975

Honorable Mayor and Members
of the City Council
City Hall
Lansing, Michigan 48933
Gentlemen:

As directed by your resolution of February 24, 1975, I am forwarding for your information our reprogramming package from Model Cities.

The reprogramming includes a reallocation of two areas where funds have been

committed earlier by the Policy Board. They are as follows:

NARC.....\$60,000 and HAF.....\$7,500

The reason for reprogramming those two areas are that NARC would need an additional \$67,000 or more for renovation of the Goodman School. Exploration is being undertaken with the Parks Department to determine possible use of the Gier Park facilities of the Parks Department for use by NARC. That money is being reallocated so that \$20,000 would be provided to underwrite any possible expenses for use of the Gier facility through the Parks Department for NARC. And \$32,500 is being provided for rent and utilities for housing agencies at their existing facility, with the remaining \$7,500 added to the amounts we are giving to B.I.L.D. Corporation.

The added \$7,500 provided to HAF was for loans and grants to be used in the neighborhood preservation area. As a result of the Council resolution to have in-house capability in the area of housing which included the area of loans and grants, the Board approved that this money not be provided and instead be used for paving of the street leading into the Beekman Center.

The Policy Board has recommended as follows: The retention of the \$367,000 for an Eastside facility which was the request of Councilman Roger May. Councilman McKane has requested that \$30,000 be provided to Legal Services so that the work undertaken on behalf of the Coachlight Estates citizens can be continued.

The Teacher Corps Director has advised us that \$13,000 would cover match funds for continuation of this project for another year and this has my endorsement. As a result of a number of verbal recommendations by City Council as well as BILD's request for residual funds, BILD is receiving \$277,500 for additional acquisition in Capitol Commons. Accompanying that provision, is \$70,000 in relocation benefits. Housing Assistance Foundation should be granted authorization of their match request with the Department of Social Services for \$66,000. This agency has the opportunity to become a statewide model. It should be noted that this includes no funds for loans and grants.

We are still exploring possible match for YDC with a provision of \$20,000 through the Department of Social Services. In this request, however, it should be noted that the Department of Social Services is undertaking a statewide study and is interested in having YDC undertake a regional study regarding run-away youths. Because of their participation in this study, we are suggesting to the Department of Social Services that in turn they should underwrite some other costs through a purchase of services agreement utilizing the \$20,000 appropriation.

A great deal of cooperation and consultation with Council members and agency directors has gone into the preparation of this reprogramming package. Because of

the limited time span involved, which includes a number of processes, namely, the submission of the application, possible A-95 review, preparation of proposals and contracts, everything that was possible to refer to the task forces has been referred for their recommendation.

We will be in the process of developing contracts for these programs and services. Any comments you have concerning the scope of services of these contracts, or any other matters pertaining to them, will be appreciated.

Sincerely,

JACQUELINE WARR,
Director,
City Demonstration Agency.

Referred to Committee of the Whole.

March 13, 1975

Miss Theo Fulton
City Clerk
9th Floor City Hall
124 West Michigan Avenue
Lansing, Michigan 48933

Re: Renewal of 1975-76 Liquor Licenses

Miss Fulton:

In accordance with the provisions contained within Section 17 of the Liquor Control Act (M.S.A. 18.988) we recommend that the Liquor License Renewal for 1975-76 for Bzupry, Inc., 2021 East Michigan Avenue, be withheld for final approval until all code violations as specified are corrected and approved by the proper inspecting authorities.

The following directives were issued February 3, 1975:

1. Provide additional emergency lighting for the upper level as discussed.
2. Provide adequate electrical lighting for the front stairs during business hours.
3. Designate the area to be used for dancing. A minimum of 400 square feet is required.

Item No. 3 was complied with on February 3, 1975, when a reinspection was made.

As the result of the February 13, 1975, reinspection and changes made since the prior inspection it was necessary to issue the following directives.

1. Same as February 3, 1975 letter. Provide additional emergency lighting for the upper level.
2. Same as February 3, 1975 letter. Provide adequate electrical lighting for the front stairs during business hours.

3. Provide approved **NON-LOCKING** hardware for the **EXIT DOORS**. Discontinue **locking** doors at 0200 hours when building is occupied by patrons. Rule 5, paragraph a, Michigan Public Assembly Regulations. "All doors **required** or provided for **exit** purposes, or **designated as exits**, shall be kept unlocked and available for instant opening in emergency at all times during which the place of assembly is **open or in use**. No such door shall be fastened that cannot be opened from the **inside** by the use of the ordinary door knob or by pressure on the door on a panic release device."

4. All electric wiring throughout the building must be approved by the City of Lansing Electrical Inspector. At the time of reinspection a number of electrical extension cords were in use, such as compressor for the walk-in-cooler, band stand, and flood lights for the dance floor area.

Note: March 12, 1975, electric extension cords and improper lighting for dance floor area only removed.

5. Repair all openings in the ceiling of the upper level along west wall. The ceiling of this area and the ceiling of the east portion of the building are of combustible material. We will accept the following as discussed on February 13, 1975. Paint the combustible ceiling with an approved fire retardant paint. All labels are to be saved and placed on file in the Fire Prevention Bureau Office.

Note: West wall painted with a fire retardant paint. One label obtained March 12, 1975.

Bzupry, Inc., 2021 East Michigan Avenue, has been notified in writing of the Code Violations involved.

As the result of the joint inspection made by members of the Lansing Police Department, Building Department, and the Fire Prevention Bureau of the Lansing Fire Department, ninety-one (91) inspections of licensees were made. Fifty (50) letters sent. Three hundred and five (305) directives issued. As of March 12, 1975, ninety (90) establishments have complied with directives issued. A total of three hundred (300) fire and safety hazards remedied.

Respectfully submitted,

GORDAN E. ADSIT,
Fire Marshal,
City of Lansing,

JAMES W. KZESKI,
Building Commissioner,
City of Lansing,

RICHARD GLEASON,
Assistant Chief of Police,
City of Lansing.

Referred to Committee on Ordinance and Contracts.

March 13, 1975

Honorable Mayor
and City Council
City Hall
Lansing, Michigan

Subject: B-75-295 5% Baytex Granules

Gentlemen:

Two bids for the purchase of approximately 8,000 pounds of 5% baytex granules were opened at 3:00 p.m., E.S.T. on Tuesday, March 11, 1975.

Gabriel Chemicals\$3,040.00

Superior Chemical\$3,200.00

We recommend acceptance of the low bid submitted by Gabriel Chemicals Ltd. for a total delivered price of \$3,040.00.

Respectfully submitted,

VAUGHAN L. McKINCH,
Purchasing Director,

THEODORE J. HASKELL,
Parks and Recreation Director.

Referred to Committee on Parks and Recreation.

REPORT OF COMMITTEE

The Committee on PARKS AND RECREATION, to whom was referred the recommendation of the Purchasing Director and the Director of Parks and Recreation that the low bid submitted by Gabriel Chemicals Ltd., for the purchase of approximately 8,000 pounds of 5% baytex granules for a total delivered price of \$3,040.00 be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Director of Parks and Recreation.

Signed:

JAMES D. BLAIR,
JOEL I. FERGUSON,
TERRY J. McKANE,
Committee on Parks and Recreation.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

March 13, 1975

Honorable Mayor
and City Council
City Hall
Lansing, Michigan

Subject: B-75-292 Pony Ride Concession

Gentlemen:

One bid for the operation of the pony ride concession at Potter Park during the 1975 Season was opened at 3:00 p.m., E.S.T. on Tuesday, March 11, 1975.

We recommend acceptance of the bid submitted by Clifford H. Brailey. He proposes to charge thirty cents (30¢) per ride and will pay the City of Lansing twenty-five percent (25%) of all gross receipts.

Respectfully submitted,

VAUGHAN L. McKINCH,
Purchasing Director,

THEODORE J. HASKELL,
Parks and Recreation Director.

Referred to Committee on Parks and Recreation.

REPORT OF COMMITTEE

The Committee on PARKS AND RECREATION, to whom was referred the recommendation of the Purchasing Director and the Director of Parks and Recreation that the bid submitted by Clifford H. Brailey for the operation of a pony ride concession at Potter Park during the 1975 Season, to charge \$.30 per ride and pay the City of Lansing 25% of all gross receipts be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Director of Parks and Recreation.

Signed:

JAMES D. BLAIR,
JOEL I. FERGUSON,
TERRY J. McKANE,
Committee on Parks and Recreation.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

March 13, 1975

Honorable Mayor and
Members of City Council
City of Lansing

Gentlemen:

The Lansing Park Board has changed their monthly meeting from Wednesday, March 19, 1975, to Wednesday, March 26, 1975.

As previously established we will meet at 7:30 p.m. in the 4th Floor Conference Room.

Thank you.

Sincerely,

THEODORE J. HASKELL,
Director of Parks and Recreation.

Received and placed on file.

11 March 1975

The Honorable Mayor Pro-Tem
and Members of the City Council
City Hall

Lansing, Michigan 48933

Gentlemen and Miss Belen:

At its February meeting, the Fire Board adopted the proposal of its Buildings and Equipment Committee to recommend to your Body that the City of Lansing enter into a contract with the architectural firm of Manson, Jackson & Kane, Inc., for professional services involving site preparation, design and construction supervision of the new eastside fire station.

We respectfully request Council action to develop such a contract based on the information supplied by Manson, Jackson & Kane, Inc., in the attached letter.

Yours very truly,

RALPH E. KAUFFMAN,
Chairman, Fire Board.

Referred to Committee on Public Safety,
Committee on Buildings and Properties and
Committee on Parks and Recreation.

March 17, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and

Council Members:

In late January, considerable political verbiage was articulated by certain individuals criticizing the Manpower Department of the City of Lansing, and my office, for supposedly "dropping the ball in employment under the CETA program." My communication, addressed to you on February 3, should have been convincing enough to show that somebody was playing politics with an important matter.

However, as further proof that the City of Lansing is right on target and was undeserving of political criticism, I am submitting to you a communication signed by Gordon F. Goyt, Executive Director, Lansing Tri-County Regional Manpower Administration, which in itself commends the City and the Lansing Manpower Administrative Staff.

This communication is being forwarded to you for informational reasons and to set the record straight.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

March 14, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

This is to advise that I am submitting the name of Sister Mary Janice Belen, R.S.M., to you for consideration for appointment to the Board of Water & Light for the term ending June 30, 1978, of Barbara Stack, who has resigned because she will be temporarily employed in another state. Mrs. Stack, as you are aware, was the first woman to ever serve on the Board of Water & Light.

Sr. Mary Janice was graduated from Mercy College with a B.S.N.E. Degree, and from Wayne State University with an M.S. Degree in Nursing Administration. She has held various positions of responsibility such as Director of Practical Nursing in both Pontiac and Cadillac, Executive Director of the Mercy School of Nursing in Detroit, Administrator of Mercy Hospital in Grayling, and has been the Administrator of St. Lawrence Hospital in Lansing for the past 7 years.

She is a member of the most prominent hospital and nursing associations; a member of Alpha Psi, Catholic Social Services Board, Michigan Hospital Association Committee on Legislation, Occupational Safety and Health Advisory Committee, Lansing City Planning Board for three years; State Delegate for the American Hospital Association (Region V); Chairman of the Governor's Advisory Council for Mental Health; Vice-President Elect of the Lansing Zonta Club; and President of the Graduate Medical Education, Inc. She received the Chamber of Commerce Distinguished Service Award in 1967, the Mayor's Certificate of Appreciation in 1970, and the Distinguished Women's Award in Social Service in 1973. Sr. Mary Janice resides at 1210 W. Saginaw in Lansing.

Trusting this recommendation meets your approval, I remain

Respectfully,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

March 14, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

Please be advised that Carmen Benavides, a member of the Capital Area Transportation Authority, has resigned. Therefore, I

am submitting to you the name of John R. Pettibone, for your consideration and confirmation, for the term ending June 30, 1977.

Mr. Pettibone is Senior Vice President and Senior Trust Officer of the American Bank & Trust Company. He attended Michigan State University and graduated from the University of Detroit College of Law with a degree of Juris Doctor. He served with the U. S. Navy from 1943 to 1946, and has resided in Lansing since his discharge. He is a member of the Ingham, Michigan and American Bar Associations, the Lansing Rotary Club, City Club of Lansing, Lansing Lodge No. 33, F. & A. M., and a former member of the Ingham County Board of Supervisors. He is a director of Brown Brothers, Inc., American Bank and Trust and the W. S. Butterfield Theaters, Inc., a Trustee of the Hinman Endowment Fund and Secretary of the Greater Lansing Foundation. Mr. Pettibone resides with his wife, Janet, and their two children at 2409 Rossiter.

Trusting this recommendation meets your approval, I remain

Respectfully,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

March 14, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

Please be advised that Lawrence J. Curtin, a member of the Waterfront Development Board, has resigned. Therefore, I am submitting to you for your consideration and confirmation, the name of Lawrence A. Drolett, Jr., to fill the vacancy for the term ending June 30, 1975.

Mr. Drolett is a life-long resident of Lansing and was graduated from J. W. Sexton High School. He attended Michigan State University and the University of Michigan and was graduated from the Milwaukee Institute of Mortuary Science. He has been a practicing mortician with the Estes-Leadley Funeral Home for the past 14 years. Mr. Drolett was a member of the U.S. Marine Corps Reserve for 6 years. He is a member of the Michigan Funeral Directors Association, the Lansing Exchange Club, Box 23 Associates and the Knights of Columbus. He resides with his wife, Judy, and their two sons at 215 W. Greenlawn.

Trusting this recommendation meets your approval, I remain

Respectfully,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

**THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON ANY OF THE
FOLLOWING RESOLUTIONS. YOU MAY
SPEAK ONLY FOR 3-MINUTES ON ANY
ONE RESOLUTION.**

No persons spoke.

RESOLUTIONS

By Committee on Public Service
and Highways—

Resolved by the City Council of the City
of Lansing:

That the five (5) Sewer Easements from Mr. and Mrs. James W. Fox; Mr. and Mrs. Gerald I. Hoffman; Mr. and Mrs. Dwight D. McComb; Mr. and Mrs. Roy B. Ellis and the Lansing Housing Commission, releasing and conveying the right-of-way across and through the following described land, be approved.

The South 20 ft. of Lot 128 of Logancrest Subdivision.

The East 20 ft. of Lot 126 of Logancrest Subdivision.

The South 20 ft. of Lot 127 of Logancrest Subdivision.

The South 20 ft. of Lot 128 of Logancrest Subdivision.

Beginning at a point on the South line of Logancrest Subd. 524.42 ft. West of the Southeast corner of said Subdivision; thence S 00° 01' 40" W 407 ft. ± along a curve to the left having a radius of 333 ft. and a long chord of 144.03 ft. bearing N 71° 22' 18" West; thence North 161.34 ft.; thence N 89° 52' 39" West 38.98 ft.; thence N 00° 01' 40" E 244.58 ft.; thence S 89° 52' 01" E 50 ft. ± to the point of beginning; and

Be It Further Resolved that the City Clerk be directed to have the said Easements recorded with the Registrar of Deeds upon approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and
Properties—

Resolved by the City Council of the City
of Lansing:

Whereas, an Offer to Purchase Agreement, by and between the Estate of Charles Spagnuola as Seller and the City of Lansing as Purchaser has been prepared on certain property described as:

Lot 15, Sub Lots 1, 2, 3, 4, and 5 of Block 244, Original Plat, City of Lansing, Ingham County, Michigan—(311 N. Larch Street);

and

Whereas, said Agreement was determined to be satisfactory; and

Whereas, the Mayor and City Clerk have executed said Agreement on behalf of the City of Lansing; and

Whereas, the City of Lansing did take title to subject property on February 25, 1975.

Now, Therefore, Be It Resolved that the City Controller is authorized and directed to transfer funds from Account No. 101-936-020-975 (Capitol Improvement Building Fund), in the amount of Fifteen Thousand and no/100 Dollars (\$15,000.00) to pay renovation cost to the improvements which are necessary prior to occupancy by the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

That the Mayor Pro-Tem shall be designated to serve as the City Council's representative on the Governmental Coordinating Committee of Tri-County Regional Planning Commission, and that Councilman William A. Brenke shall be the alternate member on said committee.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the Housing and Community Development Act of 1974 requires the City of Lansing to provide assurances to the U.S. Department of Housing and Urban Development that adequate citizen participation is being undertaken locally in the preparation and execution of the Community Development Program; and

Whereas, the Technical Planning Committee, through its Citizen Participation Work Group, has recommended a process to implement citizen participation for Community Development in the City of Lansing; and

Whereas, the Technical Planning Committee has recommended that the City use Michigan Act 344PA (1945) as amended, to establish citizen participation in the Neighborhood Development Areas for Community Development; and

Whereas, said law required the City of Lansing to formulate a policy position for presentation to citizens at the public hearing required by this law to formulate citizen district councils; and

Whereas, the Mayor and City Council also wish to provide information of the City's intent regarding citizen participation to all people of the City of Lansing;

Now, Therefore, Be It Resolved that the Mayor and City Council of the City of Lansing do hereby concur in the recommendations of the attached proposal entitled PROCEDURES TO IMPLEMENT—CITIZEN PARTICIPATION PROCESS FOR COMMUNITY DEVELOPMENT, except where modified by this resolution; and

Be It Further Resolved, that the Mayor and City Council of the City of Lansing do hereby concur in the use of Michigan Act 344PA, 1945, as amended, as the appropriate statute to govern the establishment of citizen participation in Neighborhood Development Areas for Community Development; and

Be It Further Resolved, that the Citizen District Councils are proposed to consist of fifteen (15) members with representation as follows:

- a. A majority of the members of each citizen district council shall reside or own property within the Neighborhood Development Area.
- b. That additional membership shall be selected from the following areas in order to provide representation to the residents immediately surrounding the Neighborhood Development Area.

Neighborhood Development Area No. 1—
Census Tracts 15, 16 and 18

Neighborhood Development Area No. 2—
Census Tracts 11, 12 and 21

Neighborhood Development Area No. 3—
Census Tracts 20 and 23

Neighborhood Development Area No. 4—
Census Tracts 2 and 8

- c. That representation on each Citizen District Council will be a combination of elected and appointed as follows;

Elected from the Neighborhood Development Area—6.

Appointed from the Neighborhood Development Area—2.

Elected from the Target Area—4.

Appointed from the Target Area—3.

Be It Finally Resolved, that the Technical Planning Committee is hereby directed to amend the attached citizen participation procedures as revised by this resolution and place the amended copy on file with the City Clerk and at the Public Library, together with the Community Development application in order to have available for public inspection a record of the intent of the City of Lansing regarding citizen participation in the Community Development program.

By Councilman Ferguson—

That under paragraph "c" the numbers as written be inserted.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Blair, Ferguson, Gunther, May, McKane—7.

Nays: Councilman Brenke—1.

The resolution as amended was adopted by the following vote:

Yeas: Councilmen Anas, Belen, Blair, Ferguson, Gunther, May, McKane—7.

Nays: Councilman Brenke—1.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing School District entered into a Contract for a Plan to Revitalize Inner City Education (P.R.I.C.E., PN-50) for the period from August 1, 1973 through June 30, 1974; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing School District mutually agreed to amend and extend said Contract for the period from August 1, 1973 through November 30, 1974; and

Whereas, prior to the Contract termination date, and in compliance with Lansing ordinances, ch 2, §2-92.3(d), written notification was given to the City Purchasing Agent, the City Council and the Model Cities Policy Board indicating that the Contractor desired to continue using the non-expendable property acquired pursuant to said terminating Contract; and

Whereas, a final inventory listing all non-expendable property is yet to be compiled for inclusion in a non-expendable property usage contract to be negotiated between the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing School District; now, therefore, be it

Resolved, that effective from December 1, 1974 through April 30, 1975 the City Council of the City of Lansing hereby agrees to permit the Lansing School District to utilize the non-expendable property acquired pursuant to said Contract; and, be it

Further Resolved, that during this four (4) month period: 1) the Lansing School District shall receive no funding from the City Demonstration Agency pursuant to said terminated Contract; 2) the Lansing School District shall continue to utilize the non-expendable property acquired pursuant to the budgetary allocations of said terminated Contract; and 3) the Lansing City Demonstration Agency and the Lansing School District shall prepare the necessary non-expendable property usage Contract for submission to the Lansing City Council.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing School District entered into a Contract for a Career Development program (PN-61) for the period from August 1, 1973 through June 30, 1974; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing School District mutually agreed to amend and extend said Contract for the period from August 1, 1973 through November 30, 1974; and

Whereas, prior to the Contract termination date, and in compliance with Lansing ordinances, ch 2, §2-92.3(d), written notification was given to the City Purchasing Agent, the Lansing City Council and the Model Cities Policy Board indicating that the Contractor desired to continue using the non-expendable property acquired pursuant to said terminating Contract; and

Whereas, a final inventory listing of all non-expendable property is yet to be compiled for inclusion in a non-expendable property usage contract to be negotiated between the City of Lansing through the Lansing City Demonstration Agency, and the Lansing School District; now, therefore, be it

Resolved, that effective from December 1, 1974 through April 30, 1975, the City Council of the City of Lansing hereby agrees to permit the Lansing School District to utilize the non-expendable property acquired pursuant to said terminating Contract; and be it

Further Resolved, that during this four (4) month period: 1) the Lansing School District shall receive no City Demonstration Agency funding pursuant to said terminated Contract; 2) the Lansing School District shall continue to utilize the non-expendable property acquired pursuant to the budgetary allocations of said Contract; and 3) the Lansing City Demonstration Agency and the Lansing School District shall prepare the necessary non-expendable property usage Contract for submission to the Lansing City Council.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing Model Cities Federal Credit Union entered into a Contract effective from July 1, 1974 through September 30, 1974; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing Model Cities Federal Credit Union amended and extended said Contract, effective from October 1, 1974 through June 30, 1975; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing Model Cities Federal Credit Union do mutually agree to further amend said previously amended Contract; and

Whereas, the proposed amendment of said Contract is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed amendment of said Contract on behalf of the City of Lansing after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and Friendship Day Care Center, Inc., entered into a Contract on October 15, 1974, effective from October 1, 1974 through June 30, 1975; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and Friendship Day Care Center, Inc., do mutually agree to amend said Contract; and

Whereas, the proposed amendment of said Contract is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed amendment of said Contract on behalf of the City of Lansing after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has entered into agreements with subcontractors to provide for the planning and delivery of manpower services pursuant to the Comprehensive Employment and Training Act of 1973, Title II, Public Service Employment Program, and

Whereas, those subcontractors are the Lansing Community College, the Lansing School District, the Board of Water and Light and the Lansing Housing Commission, and

Whereas, the above named subcontractors have agreed to modifications of their contracts to recapture residual monies that have accumulated due to delay in hiring.

Now, Therefore, Be It Resolved, that the City Council approve said modifications and authorize the Mayor and other City Officials to sign said modified contracts.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

Whereas, by resolution in the Official Proceedings of the City Council of the City of Lansing, March 10, 1975, granting additional funds to the Capital Area Transportation Authority under CETA, Title II, in the amount of \$15,000.00,

Be It Resolved, that the total allocation of \$15,000.00 in the above mentioned resolution be corrected to read \$15,800.00 and the amount allocated be decreased by \$13.00 for a total allocation not to exceed \$15,787.00.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

Whereas, the District Court is slotted under CETA, Title II to receive one Secretary III and two Legal Aides IIA, and

Whereas, the District Court has requested replacing the two Legal Aide IIA positions with one Legal Aide, IVA, and

Whereas, the Screening Committee and the Lansing Tri-County Regional Manpower Consortium have approved this request.

Now, Therefore, Be It Resolved, that the City Council approve the above minor modification of the contract.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has entered into an agreement with the Lansing Tri-County Regional Manpower Consortium to provide for the planning and delivery of manpower services pursuant to the Comprehensive Employment and Training Act of 1973, Title II, Public Service Employment Program; and

Whereas, the City of Lansing has modified their Title II contract with the Lansing Tri-County Regional Manpower Consortium to use residual funds and that Title VI positions have been transferred to the Title II Program; and

Whereas, a modification to Title VI contract has been prepared.

Now, Therefore, Be It Resolved, that the City Council approve said contract modification and authorize the Mayor and other City Officials to sign and forward contract to the proper officials.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has entered into an agreement with the Lansing Tri-County Regional Manpower Consortium to provide for the planning and delivery of manpower services pursuant to the Comprehensive Employment and Training Act of 1973, Title II, Public Service Employment Program; and

Whereas, due to delay in hiring the City of Lansing has accumulated residual funds. In order to utilize these funds a contract modification has been submitted and approved by the Lansing Tri-County Regional Manpower Consortium.

Now, Therefore, Be It Resolved, that the City Council approve said contract modification and authorize the Mayor and other City Officials to sign and forward contract to the proper officials.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

\$152,365 to be interdepartmental transfers.

\$169,788 from Estimated Revenues
A/C 101-000-000-160

\$ 7,062 to Communications—Telephone
A/C 101-305-000-850

227 to Food Allowance
A/C 101-336-000-716

1,000 to Longevity
A/C 101-336-000-721

1,897 to Telephone Rental
A/C 101-336-000-853

5,855 to Medical Services
A/C 101-338-000-828

3,010 to Utilities
A/C 101-344-000-920

1,100 to Vehicle Operating Expense
A/C 101-380-000-867

120 to Mileage—Inspection
A/C 101-380-000-870

150 to Equipment
A/C 101-380-000-977

666 to Mileage
A/C 101-415-000-870

3,900 to Utilities
A/C 101-436-000-920

2,001 to Sycamore Concession Supplies
A/C 101-707-000-750

2,100 to Basketball—Wages
A/C 101-716-000-706

2,000 to Senior Citizens Travel
A/C 101-783-000-873

3,000 to Postage
A/C 101-903-000-730

15,000 to Store Supplies
A/C 101-903-000-732

1,500 to Copy Machine Supplies
A/C 101-903-000-734

2,000 to Printing (outside)
A/C 101-903-000-904

1,200 to Equipment Rental
A/C 101-903-000-943

1,000 to Copy Machine Rental
A/C 101-903-000-944

115,000 to Bus Subsidy
A/C 101-934-120-969

\$ 44,670 from Emergency Fund
A/C 101-940-000-962

\$ 3,000 to Claims
A/C 101-101-000-964

1,532 to Wages—Extra Help
A/C 101-192-000-707

98 to Wages—Election Inspection
A/C 101-192-000-725

- 10 to Mileage
A/C 101-192-000-870
- 50 to Rental—Buildings
A/C 101-192-000-942
- 800 to Wages—Board of Review
A/C 101-202-000-725
- 400 to Tax Abatement
A/C 101-202-000-961
- 28,488 to Overtime
A/C 101-305-000-709
- 5,082 to Overtime
A/C 101-336-000-709
- 5,210 to Red Cedar Basin
A/C 101-936-050-974
- \$ 600 from Reserve for Conferences and Workshops
A/C 101-940-010-962
- \$ 600 to Conferences and Workshops
A/C 101-201-000-864

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

JOHN T. ANAS,
TERRY J. McWANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
Committee on Finance.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT I

By Committee on Public Service
and Highways—

Resolved by the City Council of the City
of Lansing:

That it is hereby determined to be a public necessity to construct Storm and Sanitary Sewer in Aurelius Road from the south line of Spanmar Subdivision south to serve 5500 Aurelius Road, as petitioned. (See Petition No. S-2-75 on file with the City Clerk.) Signed by 100% of the benefited owners.

That the Department of Public Service be and hereby is directed to cause to be prepared so far as necessary, diagrams and plats of the whole of said district, and/or plans and specifications for such project, and is further directed to estimate in detail the cost of said project, and furnish said information to the Council.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT II

By Committee on Public Service
and Highways—

Resolved by the City Council of the City
of Lansing:

That the plans and specifications returned by the Department of Public Service in pursuance of the resolution of this Council, Resolution date 3/17/75

P.S. No. 58020—

Storm and Sanitary Sewers

Property Benefited: All land fronting on Aurelius Road from the south line of Spanmar Subdivision to serve 5500 Aurelius Road excepting all public streets and alleys and other lands deemed not benefited.

be received, approved and placed on file.

The Engineer's estimated expense of said improvements are as follows:

Project Number PS 58020

Costs have been included in Public Improvement II (3/3/75). This work is part of the Hamelon, Aurelius and Other Storm and Sanitary Sewers Contract, PS 58020.

That the City Assessor be, and is directed, to make special assessment installment rolls, based upon bids to be received and other related costs of construction, and return same to the City Council.

I hereby certify that funds are available and encumbered for the City of Lansing's share of said project.

EDWARD C. PERRY,
City Controller.

Adopted by the following vote.

Unanimously:

PUBLIC IMPROVEMENT V

By Committee on Public Service
and Highways—

Resolved by the City Council of the City
of Lansing:

That the supplementary special assessment roll for tree removal from private properties:

Assessment Roll No. 28-T

1827 Bradley Avenue.

400 S. Hayford Avenue.

as returned by the City Assessor be and the same is hereby ratified and confirmed, and that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to refund to

all persons who have paid said tax as originally assessed the pro rata amount of difference as shown in said supplementary roll, and collect all unpaid tax as shown on said roll on or before June 17, 1975.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$4,467,771.31.

Signed:

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
JAMES D. BLAIR,
WILLIAM A. BRENKE,
Committee on Finance.

Adopted by the following vote:

Unanimously.

INTRODUCTION OF ORDINANCE

The following Ordinance of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by revising section 36-85 of said Code (Urban-Renewal Project No. 2—Area Encompassed) was introduced by Councilman Belen, read a first and second time by its title and referred to the Committee on Ordinance and Contracts.

By Councilman Blair—

Resolved by the City Council of the City of Lansing:

That the rule prescribed in Sec. 5.5 (g) of the Charter relative to considering business not on the agenda be waived.

Carried.

By Committee on Parks and Recreation and Committee on Buildings and Properties—

Resolved by the City Council of the City of Lansing:

Whereas, the City Council has recognized the need for certain park lands in the southeast portion of the city; and

Whereas, the Park Board and Planning Board have recommended the acquisition of the land known as the MacAllen property; and

Whereas, the Forest View Citizens Association has adopted a resolution recognizing that the development of the MacAllen property is a long term project; and

Whereas, Van-Ko Realty was retained to negotiate a purchase agreement for such park land and has obtained acceptance of an offer for the following described piece of property, approximately 8.5 acres:

Com. 440 ft. E of W $\frac{1}{4}$ post of Sec. 26, T8 S 997.2 ft., E 880 ft. to W $\frac{1}{4}$ line SW $\frac{1}{4}$, N 7.2 ft., W 440 ft., N 790 ft., W 120 ft., S 30 ft., W 170 ft., N 230 ft., W 150 ft. to point of Beg. and E 30 ft. of Lot 8 and W 30 ft. of Lot 9, Green Meadows Subd., Sec. 26, T4N, R2W.

Whereas, the price of such property is \$33,000 with funds for the purchase currently available in the budget;

Now, Therefore, Be It Resolved, that the City Council approve of the purchase of this property for the amount of \$33,000, and

Be It Further Resolved, that the Director of Parks and Recreation and the City Attorney be authorized and directed to proceed with the acquisition.

Adopted by the following vote:

Unanimously.

Jim Pratt, 2826 Manley Drive, thanked Council for the purchase of property in the Forest View area.

Council adjourned at 8:02 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

March 17, 1975

F/B

Address Correction Requested

201

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, March 24, 1975

CITY COUNCIL ROOMS

Lansing, Michigan
March 24, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Anas, Belen, Blair, Brenke, Ferguson, Gunther, May, McKane—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Belen.

Pledge of Allegiance was given by Annette Hinkle, Corresponding Secretary of Eastern High School Student Council.

The record of the previous session was approved as printed.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

CHARITABLE SOLICITATION PERMIT—Lansing Assembly No. 11—Rainbow Girls, Lansing Area Civitans.

ICE CREAM PEDDLER—Dumbo Enterprises, Inc.

HEALTH CLUB LICENSE—Oak Park Village Athletic Club.

EXPLOSIVE PERMIT—Michigan Foundation Co.

SIGN ERECTOR—City Sign Erector of Grand Rapids, Inc.

HEATING & AIR CONDITIONING—White Heating & Ventilation Co., Inc.

ELECTRICAL CONTRACTOR—Superior Electric of Lansing, Inc.

DRAINLAYING CONTRACTOR—Bosch Plumbing & Heating Co.

PUBLIC DRIVERS—John M. Bailey, Dylara Jean Cole, Carleton E. DeGroat, Robert W. Marshall, Ronald J. Means, Raymond Sorrells, Bruce W. Stark.

Referred to Committee on Ordinance and Contracts.

Summons filed in Circuit Court by Lillie May Flannery, Guardian of Dale William Flannery, a minor vs. Tommy McKinstry for injuries sustained due to being struck by a truck.

Referred to City Attorney.

Claim filed by Thomas H. Skehan for Lawrence E. McComb for personal injuries sustained due to snowplow.

Referred to City Attorney and Public Service Department.

Petition filed for rezoning:

Z-12-75—

Westerly 20 feet of Lot 7 in block 29, Plat of Elmhurst, City of Lansing, Ingham County, Michigan, from "A" One Family Residence District to "F" Commercial District—(1325 Victor Ave.).

Referred to Planning Board.

Petitions filed relative rezoning Z-57-74—3900 block of Burnaway Dr. and 4500-4600 blocks of South Waverly Rd. and 3900 block of Glenburne Blvd. (143 signatures in favor and 231 signatures opposing).

Referred to Committee on Planning.

Letter from Donald Hines, Atty. for J & L Investment Co., in regard to building permits for plat of Denali Park.

Referred to Committee on Planning, Building Commissioner and City Attorney.

Letter from Jack Midgley, President of Forest View Citizens Association in regard to acquisition of MacAllen property.

Received and placed on file with copy to Parks Director.

Letter from Max Dillingham in regard to properties at N.W. corner of S. Walnut St. and W. St. Joseph St.

Referred to Committee on Buildings and Properties.

Letter from Emiel DeSander asking if city is interested in property on the Jones Lake Road.

Referred to Committee on Buildings and Properties.

Letter from Bert Pulaski requesting the city to vacate portion of sewer easement on his property on Vassar Drive.

Referred to Public Service Board.

Letter from Rexine A. Finn and Dorothy Carpenter in regard to graduates from advanced EMT Program.

Referred to Committee of the Whole.

Copy of letter sent to Red Lobster Inns of America, Inc., from Liquor Control Commission in regard to transfer of ownership of 1974 Class "C" license with Dance-Entertainment Permit and Sunday sales from Paul DeRose from 521 E. Michigan Ave. to 6450 S. Cedar St.

Received and placed on file with copy to Committee on Ordinance and Contracts.

United Brotherhood, Incorporated submits Community Involvement Project.

Referred to Committee on Buildings and Properties.

Letter from Lansing Regional Chamber of Commerce in regard to funding of the BILD Corporation.

Referred to Committee of the Whole.

Communication from Continental Cablevision in regard to franchise amendment.

Referred to City Attorney and Committee of the Whole.

REPORTS OF COMMITTEES

The Committee on ORDINANCE AND CONTRACTS approves the following applications and bonds for licenses:

CHARITABLE SOLICITATION PERMIT—Lansing Assembly No. 11—Rainbow Girls, Lansing Area Civitans.

ICE CREAM PEDDLER—Dumbo Enterprises, Inc.

HEALTH CLUB LICENSE—Oak Park Village Athletic Club.

EXPLOSIVE PERMIT—Michigan Foundation Co.

SIGN ERECTOR—City Sign Erector of Grand Rapids, Inc.

HEATING & AIR CONDITIONING—White Heating & Ventilation Co., Inc.

ELECTRICAL CONTRACTOR—Superior Electric of Lansing, Inc.

DRAINLAYING CONTRACTOR—Bosch Plumbing & Heating Co.

PUBLIC DRIVERS—John M. Bailey, Dylara Jean Cole, Carleton E. DeGroat, Robert W. Marshall, Ronald J. Means, Raymond Sorrells, Bruce W. Stark.

Signed:

LUCILE BELEN,
JACK D. GUNTHER,
ROGER T. MAY,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the Ordinance of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by revising section 36-85 of said Code (Area Encompassed—Urban Renewal Project No. 2), reports as follows:

That said Ordinance be passed.

Signed:

LUCILE BELEN,
JACK D. GUNTHER,
ROGER T. MAY,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

March 17, 1975

Honorable Mayor and Members

of the Lansing City Council

Lansing, Michigan

Re: Claim of Jerry Burns for roof
damaged by falling tree limb.

Gentlemen:

It is my recommendation that the above captioned claim be allowed in the amount of \$647.00 subject to receipt by the City Attorney of a waiver of all further liability from damages to property or contents due to this accident.

The tree that damaged this individual's property was a city tree in our right-of-way and it is the city's responsibility to maintain such trees in a safe condition. The statute on governmental immunity is specifically not applicable in such instances.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman May—

That we concur in the recommendation of the City Attorney and that the City Clerk be and she is hereby authorized to draw an order on the City Treasurer in the amount of \$647.00, payable to Jerry Burns, upon receipt of an appropriate release.

Adopted by the following vote:

Unanimously.

March 17, 1975

Honorable Mayor and Members

of the Lansing City Council

Lansing, Michigan

Re: Claim of Denis Crosby—damage to
his car when struck by police ve-
hicle.

Gentlemen:

Your City Attorney, to whom was referred the above claim, has made an investigation thereof and, on that basis, recommends that the claim be denied and that the claimant be instructed to file a claim with his insurance company.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Belen—

That we concur in the recommendation of the City Attorney.

Carried.

March 17, 1975

Honorable Mayor and Members

of the Lansing City Council

Lansing, Michigan

Re: Claim of Mrs. Richard VeDepo for
reimbursement for money paid to
plumber who had been called to un-
plug sewer.

Gentlemen:

Your City Attorney, to whom was referred the above claim, has made an investigation thereof and, on that basis, recommends that the claim be denied for the reason that the city had no prior knowledge of the sewer defect and it was promptly repaired.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Gunther—

That we concur in the recommendation of the City Attorney.

Carried.

March 14, 1975

Honorable Mayor and Members
of the Lansing City Council
Lansing, Michigan

Re: Arthur Sharpe — Workmen's Compensation Case.

Gentlemen:

An offer of settlement has been made in this matter for \$10,000.

Mr. Sharpe is a 33 year old former employee of the City of Lansing with six dependents, five being minor children. Mr. Sharpe injured his back while in our employ. He was subsequently terminated from the City of Lansing because of personnel reduction.

The proposed settlement represents an amount less than two years of workmen's compensation payments if this individual were to recover an award from the City. Since our ultimate exposure in this matter could be considerably larger than two years, I would recommend accepting this settlement.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman May—

That we concur in the recommendation of the City Attorney.

Carried.

March 21, 1975

Honorable Mayor and Members
of the Lansing City Council
Lansing, Michigan 48933

Gentlemen:

I have reviewed the proposed amendment to the acceptance and guarantee of the cabletelevision franchise submitted by Continental Cablevision of Lansing, Inc., and report of your Technical Advisory Committee. Any amendments to the acceptance and guarantee of the cabletelevision franchise should be made only after a public hearing. I would recommend that you direct the City Clerk to publish notice of a public hearing for Monday, March 31st or Monday, April 7, 1975, on this matter.

It is my opinion that the proposals suggested by Continental Cablevision of Lansing, Inc. could be legally adopted.

Respectfully submitted,

PETER HOUK,
City Attorney.

Referred to Committee of the Whole.

March 21, 1975

Honorable Mayor and Members
of the Lansing City Council
Lansing, Michigan 48933

Gentlemen:

Pursuant to your request, this Committee has reviewed the proposed system changes with Continental Cablevision of Lansing, Inc. It is our considered opinion that the proposed amendment to the acceptance and guarantee of the cable television franchise is in the best interest of the City of Lansing since the system modifications contained therein would provide for a greater service capability than that set forth in the initial franchise. These changes are possible due to an advancement in the state of the art. We are convinced that this proposal will afford the City of Lansing the most advanced system possible.

Respectfully submitted,

CABLEVISION TECHNICAL
ADVISORY COMMITTEE
ERLING S. JORGENSON,
Chairman,

CHARLES RUFFING,
FRED HENDERSON,
LESLIE E. STEEN, JR.,
WILLIAM H. CRUSE.

Dale Dunham did not take part in the deliberations.

Received and placed on file.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, Continental Cablevision of Lansing, Inc., has submitted a request to amend its acceptance and Guarantee of a Cabletelevision Franchise, and

Whereas, the Technical Advisory Committee has recommended the amendment of said acceptance and Guarantee, and

Whereas, the Attorney has recommended that a Public Hearing be held,

Now, Therefore, Be It Resolved, that a Public Hearing be scheduled for Monday, March 31, 1975 at 7:30 p.m. in the Chambers of the City Council, and be it

Further Resolved, that the City Clerk publish notice of said hearing in The State Journal.

Adopted by the following vote:

Unanimously.

March 19, 1975

Mayor Gerald W. Graves and

Members of the City Council

Dear Mayor and Council Members:

Section 17 of the Liquor Control Act (M.S.A. 18.988) provides in part:

"... All applications for licenses to sell beer and wine or spirits for consumption on the premises, except in counties of 1,000,000 population or over, shall be approved by the local legislative body in which said applicant's place of business is located before being granted a license by the commission, except that in the case of an application for renewal of an existing license, where no objection to a renewal has been filed with the commission by the local legislative body, prior to 30 days before the date of expiration of the license, the approval of the local legislative body shall not be required. . . ."

In regard to the above provisions, I am requesting that the City of Lansing immediately file objection to the renewal of the following licenses because of tax delinquency problems:

Account No. 06730

Bill's Restaurant & Bar

718-20 East Grand River Avenue

Lansing, Michigan 48906

Tax Owing—\$760.24 (including penalty)

Account No. 06790

Bimbos Pizza Lansing, Inc.

Purchased by Ralph Burpee

Now Known As Account No. 09460

Bzurpy's, Inc.

2021 East Michigan Avenue

Lansing, Michigan 48912

Tax Owing—\$283.97 (including penalty)

Account No. 76184

Silver Leaf Lodge—IBPOE of W

5334 South Logan Street

Lansing, Michigan 48910

Tax Owing—\$136.03 (including penalty)

The City's objection must be in the form of a resolution certified by the City Clerk and should be filed 30 days preceding the date of April 30, 1975.

Respectfully submitted,

HUGO J. HUFNAGEL,
City Treasurer,
Lansing, Michigan

Referred to Committee on Ordinance and Contracts.

March 19, 1975

Councilman Joel Ferguson

Chairman

City Affairs Committee

Lansing City Council

Dear Councilman Ferguson:

Attached is an application for the annual Wolverine Boys' State Parade, scheduled for 8:00 A.M. on June 18, 1975, from the campus to the Capitol Building. This application has been signed by all necessary department heads, as well as having received State approval.

Our Traffic Bureau estimates this parade will require seven patrolmen, one sergeant and eight motorcycles, at a total cost to the City of \$263.90.

We approve this parade, and are forwarding this application to your committee for further action.

Respectfully yours,

THOMAS W. O'TOOLE,
Chief of Police,

RICHARD A. GLEASON,
Assistant Chief of Police.

Referred to Committee on City Affairs.

REPORT OF COMMITTEE

The Committee on CITY AFFAIRS, to whom was referred the request for permission to parade from Wolverine Boys' State on June 18, 1975, from the campus to the Capitol Building, reports as follows:

The Committee recommends permission be granted inasmuch as the application has received the approval of all necessary department heads, and the Committee further recommends that the parade be under supervision of the Lansing Police Department.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

March 20, 1975

The Honorable Gerald W. Graves and

Members of the Lansing City Council

Gentlemen:

On March 10, 1975, the Michigan Court of Appeals issued an order which upheld a

decision by Ingham County Circuit Court Judge Donald Reisig, prohibiting the City of Lansing from acquiring Parcel 245-7 (Jury Rowe Warehouse Property) as a part of its Urban Renewal Project No. 2, Mich. A-6. The order, in effect, states that the City Council of the City of Lansing has committed an abuse of discretion in its determination that the subject property should be included in the urban renewal program. The order also, in effect, sets forth a decision that the determination of the location of urban renewal project boundaries is a judicial, and not a legislative, matter.

After polling members of the Urban Redevelopment Board, it is my recommendation that the option of further appeal to the Michigan Supreme Court be kept open. To do so, it is necessary to file certain documents with the courts on or before March 30, 1975. I recommend, therefore, that we be authorized to file said documents, and continue our review of the merits of such an appeal.

Sincerely,

RONALD G. STONEHOUSE,
Acting Redevelopment Director.

Referred to Committee on Redevelopment.

March 20, 1975

Honorable Mayor and

Members of City Council

City of Lansing, Michigan

Re: Survey for MacAllen Property.

Gentlemen:

On March 17, 1975 the City Council authorized the purchase of the land known as the MacAllen property. To complete the closing we need a survey of the property. I have a proposal from Fred White Engineering Company to perform this survey on an hourly basis for a sum not to exceed \$1,500.00. This includes placing concrete monuments at the fourteen corners of the property.

I am asking for authority to proceed with standard contracts for this work.

Respectfully submitted,

THEODORE J. HASKELL,
Director of Parks and
Recreation.

Referred to Committee on Parks and Recreation.

March 21, 1975

Honorable Mayor and

Members of City Council

City of Lansing

Gentlemen:

On June 24, 1974, City Council accepted bids for construction of the Gier Community Center. Existing appropriations for the building were inadequate to cover construction costs, so Council directed that funds designated for furnishings be used for construction.

Recognizing current budget limitations I am prepared to purchase only the equipment and furnishings considered essential for initial operation of the Gier Center. The costs of these items is \$31,000.00.

In order to have the furnishings arrive by the time construction is completed I would appreciate your prompt approval of an appropriation to cover these costs.

Thank you.

Sincerely,

THEODORE J. HASKELL,
Director of Parks and
Recreation.

Referred to Committee on Parks and Recreation.

March 18, 1975

Honorable Mayor and Members

of Lansing City Council

Gentlemen:

Subject: Recommendation for approval of Revised Development Plan to include Michigan Avenue Bridge in Urban Renewal Project No. 2, Mich. A-6.

The Citizens' District Council for Urban Renewal District Area No. 1 has met with staff members of the Redevelopment Department on a number of occasions in the last seven months to discuss the proposed modification to the Project No. 2 Development Plan. Information and maps, pertaining to the proposal to include the Michigan Avenue Bridge within the Project No. 2 boundaries, were presented at our meetings of August 13, 1974, October 8, 1974, and January 14, 1975.

On March 18, 1975, this Citizens' District Council met and discussed the Revised Development Plan, and by unanimous vote recommended its adoption.

On behalf of, and acting for the Citizens' District Council for Urban Renewal District No. 1, I submit this letter recommending that the Mayor and Lansing City Council approve the Revised Development Plan for Urban Renewal Project No. 2.

Respectfully submitted,

JONATHAN T. HODGIN,
Chairman, Citizens' District
Council No. 1.

Referred to Committee on Redevelopment.

March 21, 1975

Mayor Gerald W. Graves and
Members of the City Council
Lansing City Hall
Lansing, Michigan 48933

Dear Mayor Graves and Council Members:

Re: Continued Development of Kingsley Place.

The Kingsley Place Coordinating Committee met on March 14, 1975, to discuss actions which must be taken immediately to allow for the development of the recreation center and school and the timely completion of utilities' work in the area to allow both buildings to open on schedule.

The Kingsley Coordinating Committee requests that prompt action be taken by the City Council authorizing the following:

1. Authorization for the Property Management Division to issue requests for proposals from appraisers, for the development of Vivian Riddle Court. This will require the appraisal of thirteen parcels of land which lie within the right-of-way of the Vivian Riddle Court, plus four parcels of land which will be used for parking facilities for the neighborhood center.
2. Authorization to expend funds from Public Service Act 51 Account for acquisition of the right-of-way for Vivian Riddle Court and authorization that the relocation benefits be paid from Account No. 249-936-110-975 in the Parks Department.
3. Authorize the City Relocation Office to proceed with appropriate relocation procedures in conformance with the Relocation Act of 1970.
4. Authorization for the Public Service Department to hire a consultant to undertake the necessary engineering surveys for the construction of sewers on Vivian Riddle Court and the widening of Huron Street.

All of the above actions are essential if the school and recreational center is to open as scheduled in the fall of 1976.

Thank you for your attention to this request.

Sincerely,

ALAN E. TUBBS,
Chairman, Kingsley Place
Coordinating Committee.

Referred to Committee on Parks and Recreation.

March 19, 1975

The Honorable Mayor and
Members of the City Council
City of Lansing
City Hall

Gentlemen:

I attach true copies of a combined Fire-fighters Comprehensive Contract and Compulsory Arbitration Award as promulgated through the requirements of Act 312 of the laws of the State of Michigan. Highlights of the Award and Contract have been previously explained to the Mayor and City Council. The above documents have been properly signed and attested to by the duly authorized representatives of the parties and accordingly, require no further official action by the Mayor or City Council.

I recommend that the documents be received in the regular order of official business and that the City Clerk be directed to permanently file same within the archives of the City. I also request that this letter be read into the official proceedings of the City Council.

Respectfully submitted,

D. J. BODWIN,
Chief Negotiator.

Received and placed on file.

Letter (a)

March 20, 1975

Honorable Mayor and
Members of City Council
Gentlemen:

The Traffic Board on March 19, 1975, reviewed the request of Mr. and Mrs. Mance for an easement for a garage at 1023 Clear Street. Since granting this easement will cause no problems from a traffic standpoint, the Board recommended approval of the request.

Respectfully submitted,

LANSING TRAFFIC BOARD
Raymond O. Severy,
Secretary.

Referred to Committee on Buildings and Properties.

Letter (b)

March 20, 1975

Honorable Mayor and
Members of City Council
Gentlemen:

At their meeting March 19, 1975, the Traffic Board recommended for Council's consideration establishment of the following parking regulation:

No Parking at Any Time

Genesee Street—South side—One space immediately east of the access drive into the Old Central Building.

This space would be used by vehicles making deliveries to the Old Central Building.

The recommendation was by a 6-0 vote.

Respectfully submitted,
LANSING TRAFFIC BOARD
Raymond O. Severy,
Secretary.

Referred to Committee on Public Safety.

Letter (c)

March 20, 1975

Honorable Mayor and
Members of City Council
Gentlemen:

The Traffic Board at its March 19, 1975 meeting, reviewed the request from the Min-A-Mart Store in the North Capitol Ramp for provision of short term parking for use by his patrons. The Board agreed that spaces could not be designated for exclusive use by any one business, but did recommend for Council's consideration establishment of five 30-minute metered spaces on the first parking level of the North Capitol Ramp. These five spaces would be available for use by any and all persons.

The above was recommended by a 6-0 vote.

Respectfully submitted,
LANSING TRAFFIC BOARD
Raymond O. Severy,
Secretary.

Referred to Committee on Buildings and Properties.

Letter (d)

March 20, 1975

Honorable Mayor and
Members of City Council
Gentlemen:

The Traffic Board at its March 19, 1975 meeting recommended for Council's consideration that the following parking restrictions be removed:

No Stopping, Standing or Parking 3-6 P.M.

W. Allegan Street—South side—Walnut to Townsend.

N. Walnut Street—West side—Ottawa to Ionia.

The recommendations were by a 6-0 vote.

Respectfully submitted,
LANSING TRAFFIC BOARD
Raymond O. Severy,
Secretary.

Referred to Committee on Public Safety.

Letter (e)

March 20, 1975

Honorable Mayor and
Members of City Council
Gentlemen:

In response to a request by the business establishments located on Mill Street south of E. Michigan Avenue, the Traffic Board at its March 19, 1975 meeting recommended erection of a Mill Street directional sign on Michigan Avenue at Cedar Street. The design and wording of the sign was left to the discretion of the Traffic Engineer. The sign would remain in place only while the Michigan Avenue Bridge remains closed.

This recommendation was by a 6-0 vote.

Respectfully submitted,
LANSING TRAFFIC BOARD
Raymond O. Severy,
Secretary.

Referred to Committee on Public Safety and Committee on Public Service and Highways.

March 20, 1975

P-8-73B

Warwick Subdivision No. 2
Honorable Mayor and Members
of City Council
Gentlemen:

The Planning Board, at their March 18, 1975 meeting, approved and recommended approval of the final plat of Warwick Subdivision No. 2, subject to the following conditions:

- 1) That either an abstract of title holds along with an attorney's opinion as to its marketability or a Certificate of Title Insurance be submitted to the City Clerk prior to the signing of the Plat and the affixing of the Municipal Seal.
- 2) That financial security be posted in the amount specified by the Public Service Department prior to the signing of the Plat and the affixing of the Municipal Seal.
- 3) That an underground electrical distribution system be installed subject to Board of Water and Light Rules and regulations.

This recommendation was by unanimous vote.

Sincerely,
ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

March 20, 1975

BP-20-74

South Pennsylvania Avenue

Land Donation

Honorable Mayor and Members

of City Council

Gentlemen:

The Planning Board, at their March 18, 1975 meeting, considered the offer by the Walter Neller Company to donate to the city the parking lots located at the Walter Neller Professional and Business Mart at 3215 South Pennsylvania Avenue.

In reviewing this proposed property donation, the City Attorney expressed concern about the legality of accepting realty not specifically intended for public use. Due to the nature of this property, its use as parking areas serving Lots 3 through 10 would probably continue, despite the city's ownership. In such a case, the City would be maintaining property not designated for public use.

In addition, it was the Board's concern that if the City accepted the land, even with a plat change, a precedent might be set for acquiring land that should rightfully be maintained in private ownership.

The Planning Board recommends that City Council take no action to accept the proposed donation.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Buildings and Properties.

March 20, 1975

ROW-6-74

Vacation of Joshua Street

Honorable Mayor and Members

of City Council

Gentlemen:

The Planning Board, at their March 18, 1975 meeting, recommended to City Council that the request by adjacent property owners to vacate that portion of the unimproved section of Joshua Street, extending north of Miller Road approximately 544 feet be denied as filed; and further, that the street vacation be approved for that portion extending approximately 354 feet north of Miller Road and that;

- 1) Within the north portion of the existing right-of-way, which will also include a portion of the adjacent lands, a public

cul-de-sac with a 45 foot street radius be constructed in accord with the City Engineer's specifications.

- 2) That all necessary public utility easements be retained.
- 3) That all cul-de-sac improvements, including paving, should be borne by the person(s) benefiting by the street vacation.

This recommendation was by unanimous vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning and Committee on Public Service and Highways.

March 19, 1975

Honorable Mayor and

Members of City Council

Gentlemen:

At their meeting March 18, 1975, the Planning Board reviewed and approved a special use permit (SUP-2-75) to build in the flood plain of the Grand and Red Cedar rivers and the Sycamore Creek.

The projects approved in the Grand and Red Cedar river flood plain were:

1. A portaging/launching facility at Moores Park (Grand River).
2. A launching facility at River Street Park (Grand River).
3. A docking facility at Potter Park (Red Cedar River).

These three projects were approved subject to the conditions of the Hydrological Survey Division of the Department of Natural Resources of the State of Michigan.

The project approved in the Sycamore Creek flood plain was a Starter House for the Sycamore Golf Course. According to the Flood Plain Ordinance the main floor of this building will have to be elevated not less than three (3) feet above the 50 year frequency flood plain. Since the 50 year frequency flood plain in the area is approximately 831 feet, the main floor of this building should be elevated to at least 834 feet.

This project was also approved subject to certification from the Flood Control section of the Department of Natural Resources.

Sincerely,

ALAN E. TUBBS,
Planning Board Secretary.

Referred to Committee on Planning.

March 20, 1975

Z-11-75

Northeast Corner of Remy Drive
and Mint Road

Honorable Mayor and
Members of City Council
Gentlemen :

The Planning Board, at their March 18, 1975 meeting, recommended to City Council that the request by Ralph Oppen to rezone property at the northeast corner of Remy Drive and Mint Road from "H" Light Industrial District to "T" Heavy Industrial District be approved.

The land use in the area is totally wholesale, commercial, and industrial in nature. The Master Plan shows the area as industrial in nature. The present zoning classification, as well as the requested zoning classification, would be in conformance with the Master Plan. In deciding whether the parcel in question should be rezoned to Heavy Industrial, some thoughts considered by the Board were as follows :

While the proposed rezoning is in a light industrial and wholesale area, there are no residences in the immediate area.

The "H" Light Industrial District and "G-2" Wholesale District will act as a buffer strip from the 2+ acre site for the less intense uses, especially to the south.

Even if the use proposed never utilizes the site, and a more intense use locates there, impact on the surrounding area will be minimal.

Predominant winds in the city are from the southwest and west. Any noise and/or smoke will be carried to the northeast and east over to other industrial land and state land.

Rail service, the airport, a major street are all very close to the site. In addition, I-96 expressway is about three+ miles to the northwest along Grand River Avenue.

There were four people present at the March 18, 1975 public hearing in favor of the proposal.

This recommendation was made strongly and by unanimous vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

March 20, 1975

Z-10-75

1210 West Saginaw Street
Honorable Mayor and
Members of City Council

Gentlemen :

The Planning Board, at their March 18, 1975 meeting, recommended to City Council that the request initiated by Lansing City Council to rezone the property located at 1210 West Saginaw Street from "F" Commercial District, "J" Parking District, and "B-1" Family Residential District to "D" Apartment District be approved subject to review of a site plan by the Planning Department, Traffic Department, and Public Service Department prior to issuance of a building permit. This review would insure the protection of all adjacent properties, adequate traffic flow, and the proper installation of public utilities.

The proposed rezoning would allow the expansion of St. Lawrence Hospital. The present hospital site is quite limited, with virtually no room for expansion. The hospital has, for several years, been acquiring land along both sides of Clayton and the east side of Westmoreland so that expansion could take place. Clayton Street, between Saginaw and Oakland, is in the process of being vacated.

Access to the site will be from Saginaw, Logan, Oakland, and Westmoreland. Saginaw, Logan, and Oakland will carry the bulk of the traffic generated by the hospital. Before a building permit is issued, however, approval of the traffic and parking patterns by the Traffic Engineer and Planning Department should be required.

The 1960 Master Plan shows the area as high density residential in nature. While the hospital is not in agreement with the Master Plan, per se, hospitals are allowed in high density residential areas in our Zoning Ordinance and are believed to be compatible with this type of residential use.

The proposed rezoning will have essentially the same impact on the surrounding area that the present hospital facility does, with the exception of the homes along the west side of Westmoreland. Care should be taken to give these homes some protection, which can be achieved by utilizing good landscaping, screening, and architectural design techniques.

With proper protection for the residential uses on the west side of Westmoreland, the proposed rezoning will create a nice site for the hospital.

There was no one present at the March 18, 1975 public hearing in opposition to this request; however, there were several persons in attendance because of their interest in the development of the area.

This recommendation was by a 7 yeas, 1 abstention, 0 nay vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

March 20, 1975

Honorable Mayor and Members
of City Council
City Hall

Lansing, Michigan

Gentlemen:

I am submitting the attached letter that was presented to members of the Safety Council of Greater Lansing at our meeting of March 19, 1975. The purpose of the meeting was to discuss Lansing's proposed Bike Route Master Plan.

Mr. Dale Jones, Director of the Safety Council, will be forwarding recommendations on the Bike Route Master Plan, as outlined by Safety Council members.

Respectfully submitted,

JAMES D. BLAIR,
Councilman at Large.

Referred to Committee on Public Safety, Committee on Parks and Recreation, Committee on Public Service and Highways, and Committee on Planning.

March 24, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

As you are aware, a Methodone Center is located on State property at the southeast corner of Ottawa and Logan Streets. Directly to the east of the building used for what is called "New Birth," is a relatively large, unpaved parking lot.

Conditions surrounding the overall Methodone Center leads me to request that this be declared a public nuisance.

- Repeatedly, illegal parking on Ottawa Street has hindered traffic movement;
- Repeatedly, individuals getting out of the aforementioned vehicles, and sometimes standing in the street in mutual discussion, also hinders traffic movement;
- Individuals frequenting the Center have repeatedly parked across the sidewalk, which in turn has required pedestrians to walk in the mud of the unpaved parking lot, or on the heavily trafficked Ottawa Street;
- In the recent past, it was necessary for me to contact the Lansing Police Department because 2 vehicles were not

only parked across the sidewalk, but were in fact parked lengthwise on that sidewalk, again requiring pedestrians to walk in the mud or in the street;

—Those drivers frequenting the Center have for some months dragged mud out of the parking lot, across the sidewalk (up to 2 inches deep) and onto the street, not only making for a hazardous but a very unsightly condition; and

—The drivers frequenting the Center, have with their vehicles, sometimes bypassed the curb cuts and drive, and as a result broken the sidewalk, a condition which still remains.

In the past, the Police Department has been involved, the Public Service Department, the State of Michigan, the Planning Department, the City Attorney and my office. Presently, the City Attorney has several photographs showing the broken sidewalk and mud. The violations are contrary to the Lansing City Code, Sections 22-13(11), 22-15(a) and (b) and Ordinance No. 324.

I am of the opinion that the conditions should not be allowed to continue to exist. I am of the opinion, also, that the overall situation is not in the best interest of the immediate West Side of the City of Lansing and I request your immediate attention to this matter.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

March 24, 1975

Honorable Mayor Pro-Tem Jack Gunther
and Members of the Lansing City Council
City Hall

Lansing, Michigan 48933

Dear Mr. Mayor Pro-Tem and
Council Members:

In my State of the City Message, delivered before you on January 13, 1975, I pointed out to you that these are especially trying times. The introduction of that Message read as follows:

"Economists and officials of the Federal Government have only recently come to publicly recognize what the average citizens of this Nation have known for over a year: namely, that America is in the midst of a major, continuing and very concerning recession. The Nation's economic problems are unlike those that have been experienced at any time in our country's history—mass unemployment on one hand, and an 'almost run-away' inflation on the other. As a result, the Nation's economic fabric, and the financial position of almost all local governmental units, are literally being torn apart by these twin forces in a manner that learned economists, heretofore, said could not exist.

"Certainly, there will be those who will be quick to point out that in the calendar year just ended, more people were employed than ever before in the United States—86,538,000 in September, and 85,726,000 in November, according to the U.S. Labor Department, and these positions of employment are a plus factor. BUT, just as significant is the negative side, that being continued inflation which is costing the City of Lansing, like all other units of local government, an ever increasing number of tax dollars to provide basic services necessary; and, mounting unemployment, which is adding to the costs, while resulting in greatly reduced revenues with which to operate a General Fund Budget. To add to this problem is the known fact that in any recession the big layoffs are centered in manufacturing—while total employment increased Nationally over the past year, the number of individuals employed in manufacturing in 1974 decreased by 686,000. The decreased number of job slots available in manufacturing, coupled with increasing unemployment, bodes an ill wind financially for Michigan and her cities, since we are heavily oriented toward manufacturing and particularly the automobile industry. Recent reports clearly point this out. On January 6, the U.S. Labor Department announced a 7.1 percent national rate of unemployment; the next day, the Michigan Employment Security Commission announced an 11.2 percent unemployment rate for Michigan, which equates to 430,000 jobless persons. The Metropolitan Detroit Area is listed as having an unemployment rate of 12.4 percent, and *Business Week* (December 14, 1974) lists the Inner City as having a rate of 23 percent, with Pontiac close behind at 20.9 percent. The Lansing Area rate is estimated to be approximately 7 percent, with 14,000 unemployed out of a total work force of 200,000. For the City proper, the percentage is undoubtedly higher.

"While we have been more fortunate than many other Michigan cities in absorbing the effects of the downturn in automobile production, the City of Lansing has not escaped altogether. Large layoffs at Oldsmobile and Fisher Body alone have contributed to a \$73 million decrease in total payrolls that General Motors had paid into the Lansing area economy just one year ago. Too, the problems being faced by several other manufacturers will have an adverse affect on the City's finances directly. The 'ripple effect' can mean a downturn for others, also. As a City, we must face the fact that we are in a situation of decreasing revenues from the City Income Tax, and most likely from State Shared Revenues during the present and/or next Fiscal Year—as one example, please be advised that the last quarter Quarter Returns of Income Tax Payments (April, May and June) and the First Quarter Returns (July, August and September) of 1974, were down \$289,000 from the like six month period of 1973.

"On the inflationary side, the City of Lansing has experienced an increase over the past one year of more than 38 percent in the price of supplies, materials and

equipment, generally speaking, with other items having increased even greater, such as: chlorine—up 85%, asphalt cement—up 271%, 10-in. culvert pipe—up 80%, No. 5 fuel oil—up 143%, data processing cards—up 62%, etc. In the past six months, alone, certain paper supplies have jumped from 16% to 42% in cost. This is not a healthy financial condition for this, or any other city.

"For the current Fiscal Year, increased costs, not totally anticipated in the present budget, for the City's contribution for F.I.C.A. Social Security, and for negotiated pay will total an estimated \$11,739. For Fiscal 1975-76, increased costs for unemployment compensation, F.I.C.A., hospitalization, Federal law requirements that firefighters go to a 40 hour work week, and anticipated wage demands will approximate \$2.0 million to \$2.4 million.

"Cities across the Nation, faced with such problems, have taken drastic budget cutting actions, including large employee layoffs to meet the economic squeeze caused by rapidly increasing costs and decreasing revenues. For instance, the City of Detroit, with a City Tax Rate just about four times that of our own, is facing a \$25 to \$40 million deficit during this Fiscal Year and has announced layoffs involving more than 1,300 governmental employees; the City of Cleveland is being hit with a \$16 million deficit and has recently laid off 1,100 of its 11,000 workers. The City of Pittsburgh has managed to balance its budget only after a cut-back of 1,500 employees through major efforts to economize, while New York City has announced a cut-back of 6,400 employees, a total which includes both fire and police personnel—and, on-and-on, it goes. I am of the opinion that such drastic action is not required at this time on the part of the City of Lansing to meet the financial situation, but we must take the impact of the economic matter seriously and we must formulate a reasonable course of action to cut expenditures where possible and decrease costs to maintain City operations at a decent level."

Since that Message of more than two months ago, the economy for Michigan has not improved—unemployment, for example, has jumped from the 11.2 percent rate, mentioned for Michigan, to more than 15 percent; the deficit of \$25 to \$40 million mentioned for the City of Detroit has increased to \$79 million, and less than one week ago, the Chief Executive of that community was hoping to keep the layoffs of municipal employees below 23 percent; inflation is continuing; negotiated wages and salary increases, and fringe benefits, including those increases required by action of the Federal and State governments, approximate \$1.8 million for the present Fiscal Year and that of 1975-76; and, in the face of this, the Finance Director estimates an Income Tax Revenue loss to the City, from that of 1974, of approximately \$450,000, which equates to a loss equal to 57 cents per \$1,000 assessed valuation of property tax. Coupled with these problems, is the fact, that long standing agreements, negotiated items, City Council approvals

over the years of various benefits to employees and programs, automatically requires a 9 percent boost in operational costs—even if nothing new were inserted in the Budget Recommendations, this is the "built in" factor to be dealt with. In short, expenditures are sky-rocketing, while revenues are declining.

Therefore, with the aforementioned in mind, and with a cautious optimism, on one hand, that the economic climate will improve and with a bold warning, on the other, that you must curb your appetite for spending, I am herewith submitting by Sixth Annual Recommended Budget, it being for the Fiscal Year 1975-76, commencing July 1. This Recommended Budget is the result of more than three months of effort on the part of my Budget Committee and myself.

Unlike the past three years, in which I recommended property tax decreases totaling \$2.20, per one thousand dollars of assessed valuation—9 cents in 1972-73; \$2.01 in 1973-74; and, 10 cents in 1974-75—I am recommending a net increase of 73 cents. This provides a levy of \$9.73 for General Operations, compared to the present rate of \$8.68, and \$1.60 for Voted Debt, compared to the present rate of \$1.92, for a total levy of \$11.33, compared to the cur-

rent total levy of \$10.60. This will mean an annual increase for the average property in the City of \$6.57, as compared to the annual decrease provided for the average property, during each of the past two years, of approximately \$18.00.

So that you may better understand our position in relation to other cities, I am pointing out that last year's tax rate for Detroit was \$27.57; that for Saginaw was \$12.26; Highland Park was \$26.19; Pontiac was \$18.71; Kalamazoo was \$18.75; Berkley was \$19.36; Ann Arbor was \$18.00; Dearborn was \$20.97; Bay City was \$21.99; while Grand Rapids and Flint were \$8.95 and 8.55, respectively. Indications are that most of the aforementioned will have increases for 1975-76.

The proposed levy for General Operations is based on State Equalized Value of \$765,981,387 (estimated 3% increase) and will provide revenue of \$7,452,999, with an additional \$1,225,570 for Voted Debt, for a total of \$8,678,569, or only \$73,090 more than was collected by the City for the Fiscal Year 1972-73.

Much over the years has been said about property taxes and assessments. I am submitting the following to you for your information.

Fiscal Year Ended June 30	TAX LEVIES				
	City	County	School	Community College	Total
1972	\$8,508,779	\$6,629,510	\$21,575,744	\$ 864,173	\$37,578,206
1973	8,605,479	6,844,290	22,222,939	1,557,239	39,229,947
1974	7,586,466	7,059,140	23,485,252	1,598,857	39,679,715
1975	7,882,932	7,426,382	23,926,942	1,688,132	40,924,388
1976	8,678,569	?	?	?	?

You will note that as the City's levy, in view of new construction and reappraisals, remained fairly constant, or decreasing at times, the County of Ingham has increased from \$6,629,510 for Fiscal Year 1971-72 to \$7,426,382 for 1974-75, with an increase undoubtedly ahead. In the same period, taxes for schools have increased from an annual \$21,575,744 to \$23,926,942, while Community College has gone from \$864,173 to \$1,688,132.

I am recommending to you a balanced budget of \$23,231,757, which is an increase of only one percent, or \$236,203, more than your Adjusted Budget for Fiscal Year 1974-75 for General Operating, Capital Improvements, and Emergency Fund. The Budget Recommendations represent an austerity program, which cuts across City Departments, approaching a \$700,000 reduction, for practical purposes, from the current level of operations. After considering employee wage and fringe benefit increases called for in already negotiated bargaining unit contracts amounting to an estimated \$1,800,000, the net increase in the proposed General Operating portion of the Recommended Budget is \$1,193,000.

Federal Revenue Sharing Funds in the amount of \$2,700,000 is being recommended to underwrite the Public Safety Program in the area of Police Uniform Division salaries, compared to \$1,682,000 for Public Safety Accounts, and \$581,000 for Public Safety Capital Improvement Accounts in Fiscal Year 1974-75.

I am recommending an Emergency Fund of \$150,000, down from the recommendations of \$300,000 in the past, and I strongly urge that such dollars be used for true emergencies, and that the fund be reserved for that purpose, only.

Recommended Capital Improvements, total \$150,000 as the City's share of storm sewers, \$16,000 for air compressors for the Fire Department and Traffic, \$87,000 for the Traffic Department Sign Shop, \$8,000 to update Fire Department pumping equipment, \$60,620 for Potter Park improvements, and \$15,620 for a needed storage building at Groesbeck. I, also, support those additional Capital Improvements for 1975-76 Fiscal Year, which were recommended by the Capital Improvements Committee and adopted by the Planning Board, as follows:

Act 51 Funds—\$1,138,000; and, Sanitary Sewer Fund—\$520,000.

To operate the new recreation facilities at Gier Park, \$57,212 is provided, while another \$8,885 is provided for the last 2 months of the Fiscal Year when Kingsley Place is expected to be operational. To assure proper operation of the new Ice Skating Artificial Rink—Tennis Complex, at Washington Park, a new account has been established at a level of \$65,000.

To continue the program I recommended in the past under the Senior Citizens Department, and now under the Tri-County Aging Consortium, I am providing \$39,345, above the City's contribution for office space, telephones, accounting, legal, etc. The total equates to \$55,826 of the \$81,155 budget of the Tri-County Aging Consortium, not including the State Grant.

Under City Supported Activities, I have provided \$4,920 for the Capital Area Rail Center; \$13,155 for the Lansing Metropolitan Development Authority; \$2,000 for the Grand River Water Shed Council; \$590,416 for the District Court, which is an increase of \$76,584 over the present budget because of additional personnel you approved; a Civic Center subsidy of \$134,050, above debt; \$232,203 subsidy to the Capital Area Transit Authority; and, \$240,000 for garbage can rental subsidy.

In regard to this latter subsidy, you still have a policy decision to make—without that decision, and known cost, I can only recommend appropriations for the ongoing program. It is inefficient and increasingly costly—as a result, property owners throughout the City must pay more than 30 cents in taxes annually, per \$1,000 of assessed valuation, to subsidize garbage can rental service for 3,000 others. In short, the user pays \$15.00 per year, while the subsidy amounts to another \$80.00 from non-users. As City Treasurer, I pointed this matter out 8 to 10 years ago, and no change was forthcoming—as a Mayor, I requested several years ago that you require households to install garbage grinders, and no action was taken—you now must go City-wide with a solid waste pick-up and levy taxes to meet the cost, or put the question on the ballot for voters to choose, or eventually get out of the garbage pick-up business.

I am recommending that \$20,000 be appropriated for the Lansing Convention Bureau, which approximates the appropriation of 1971-72, and 1972-73, and which is a decrease of \$13,000 from the present Fiscal Year—at the same time, I recommend that you formally approve a resolution to be forwarded to the Ingham County Board of Commissioners requesting the passage of a hotel-motel room tax under recent provisions of State law, the revenues from which can be committed to the Lansing Convention Bureau. Such action will provide a real financial basis for that organization.

This Recommended Budget does not call for layoffs of regular employees—it does,

however, direct certain departments to make use of Federally funded programs to the advantage of the unemployed and the City.

This Recommended Budget does not provide for basic office equipment, such as typewriters, desks, etc., but instead points at the need for you to rescind your resolution of the past which permits Model Cities to transfer excess equipment to private agencies, as it has been doing; in the interest of the taxpayer, I am making this recommendation for the second time and trust you will soon act, so that such equipment can, instead, be taken over by City Departments.

This Recommended Budget does not directly provide for the continuation of the Police Department helicopter, after the Federal Grant ends on the last day of March 1976—this is in keeping with your policy decision at the time the original grant was approved. However, I am providing a General Fund—Fund Balance, in the amount of \$403,640, from which I recommend you appropriate the necessary \$23,151 to operate the "chopper" for the months of April, May and June of 1976, if it is your decision to continue the program, plus an additional \$2,125 for rental.

As of recent, the Federal Government has indicated that various funds will be provided for school playground (Summer Recreation) programs—this Recommended Budget does not include the \$90,000 requested from the City's General Fund for similar programs, as a result. Therefore, I recommend that you instruct your Federal Program Coordinator to research this matter immediately and, if the City does not qualify for such dollars from the Federal Government, you can appropriate the level of funds you deem necessary from the aforementioned General Fund—Fund Balance.

From this same General Fund—Fund Balance, you will have to give consideration to appropriating \$50,000 to \$100,000 to the U.S. Department of Housing and Urban Development as the City's share of the Model Cities Program. The exact cost, yet to be determined, actually results from top-heavy administration you have allowed to take place in that organization. I consider this unfortunate. Likewise, you must give consideration to appropriating from this General Fund—Fund Balance between \$30,000 and \$50,000 to cover the deficit in the State Owned, City Leased Housing Program. This program, now close to 10 years old, must be phased-out as rapidly as possible, or else the taxpayers of the City will face tremendously increasing deficits. The contract provisions originally were not too well thought out, on the part of the City, and the City is now faced with utility costs that exceed rental payments, in some instances—and, indications are that while the taxpayers of Lansing are required to pay the utilities, under the old contract, some individuals assisted, have been or, are still being, paid a utility subsistence by Social Welfare. I recommend your attention to this matter.

Budget Hearings revealed that the City, as such, is spending more than \$500,000 annually for school related programs, an amount which equates to more than 65 cents per \$1,000 of assessed valuation in property tax—including are 7 Police Officers, 50 School Crossing Guards, members of the Human Relations staff at basketball and football games, Pedestrian Overpasses, films, Summer Recreation and after school programs, and contributions to the Greater Lansing Safety Council, for which there is no financial contribution from the School System. In fact, in some instances for recreational programs, gym rentals are \$11.00 per hour, plus \$6.00 per hour pay for a member of the School System. I recommend your attention to this, and once more request that you discuss the possibility of the School System matching some of the increasing costs involved.

The Budget Hearings, also, revealed that 123 uniform personnel and 16 civilian and technical personnel of the Police Department, 72 members of the Fire Department, and similar percentages of the City's general employees, now reside out of the corporate limits of Lansing. The tax loss to the City approximates \$350,000, annually, in addition to some long distance telephone expense for emergency call-backs. However, this is in keeping with the policy established by you several years ago. To request these employees to now move back into the City would not only place a direct financial burden upon them, but would be contrary to your original approval. However, I do see a financial need for a change in the policy in the future, so I am recommending that as of July 1, 1975, any NEW employee be required to maintain his residence within our corporate limits, and I request you formally make this change.

In the past, you appropriated \$100,000 in Federal Revenue Sharing Funds for Kingsley Place—I recommend you withdraw that amount so it can be used for general City purposes, as provided by law, and replace the appropriation with \$100,000 of Model Cities funds now on hand.

In the past, I recommended an appropriation of \$380,000 for a new swimming pool to be constructed in the Southeast section of the City—you approved that recommendation, but have since hedged on the construction. My present Recommended Budget does not jeopardize that appropriation, so I recommend you proceed with that important Summer recreational facility.

In the past, you expressed a strong need for a new Police Department Building—in Fiscal Years 1973-74, and 1974-75, I responded by providing \$1,000,000 for that facility. You have since expended \$100,000 of that amount to purchase a former beer warehouse, and seem inclined now to use most of the balance for another building. Therefore, I am advising that my Recommended Budget does not include additional funds for a Police Department Building.

This Recommended Budget is forwarded to you in accordance with the provisions of Section 8.2 of the City Charter. The de-

tail and supporting schedules covering recommended expenditures and revenues are attached to, and are part of, the basic document as filed in the Office of the City Clerk.

Respectfully submitted,
GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON ANY OF THE
FOLLOWING RESOLUTIONS—YOU MAY
SPEAK ONLY FOR 3-MINUTES ON ANY
ONE RESOLUTION.

No persons spoke.

RESOLUTIONS

By Committee on Buildings and
Properties—

Resolved by the City Council of the City
of Lansing:

Whereas, the Lansing Building Commis-
sioner determined that the building located at

1815 Olds Avenue

Described as:

Lot 101, Taylors Riverview Subd. No. 1
(3301-20-136-041-2)

was an unsafe or dangerous building as
defined in Section 203 of the Uniform
Building Code and the housing law of
Michigan, and

Whereas, a hearing was held by the
Hearing Board on January 30, 1975, at
which the Hearing Officers determined that
said building was an unsafe or dangerous
building and ordered the building demolished
or otherwise made safe; and

Whereas, said Hearing Officers filed a re-
port of their findings and order with the
Lansing City Council, and have requested
the City Council to take appropriate action
under the Building Code and the housing
law of Michigan; and

Whereas, the City Council scheduled a
hearing to review the findings and order of
the Hearing Officers, and the owners were
notified in writing of said hearing and
had an opportunity to appear and show
cause why said building should not be de-
molished or otherwise made safe; now,
therefore be it

Resolved that the City Council of the
City of Lansing hereby approves the order
of the Hearing Officers requiring the de-
molition or making safe of said building; and
be it further

Resolved, that the owners are hereby
directed to comply with the order of the
Hearing Officers to demolish or otherwise

make safe the said building within fifteen (15) days from the date of this Resolution; and be it further

Resolved, that, should the owner fail to substantially comply with the Hearing Officers' order for demolition or otherwise make safe, the Building Commissioner is hereby directed to refer this matter to the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and Properties—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing Building Commissioner determined that the buildings located at 1118 Kingsley Court—described as: Lot 2 and E. 20 4/5 feet Lot 3, Kingsley Subdivision Add.—3301-17-404-211-3 was an unsafe or dangerous building as defined in Section 203 of the Uniform Building Code and the housing law of Michigan, and

Whereas, a hearing was held by the Hearing Board on January 30, 1975, at which the Hearing Officers determined that said buildings were unsafe or dangerous buildings and ordered the buildings demolished or otherwise made safe; and

Whereas, said Hearing Officers filed a report of their findings and order with the Lansing City Council, and have requested the City Council to take appropriate action under the Building Code and housing law of Michigan; and

Whereas, the City Council scheduled a hearing to review the findings and order of the Hearing Officers, and the owners were notified in writing of said hearing and had an opportunity to appear and show cause why said buildings should not be demolished or otherwise made safe; now, therefore be it

Resolved, that the City Council of the City of Lansing hereby approves the order of the Hearing Officers requiring the demolition or making safe of said buildings; and be it further

Resolved, that the owners are hereby directed to comply with the order of the Hearing Officers to demolish or otherwise make safe the said buildings within fifteen (15) days from the date of this resolution; and be it further

Resolved, that, should the owner fail to substantially comply with the Hearing Officers' order for demolition or otherwise make safe, the Building Commissioner is hereby directed to proceed with demolition of said building; and be it further

Resolved, that the cost of such demolition shall be a lien against the real property and shall be reported to the City Assessor

who shall assess the same against the property upon which the building is presently located; and be it further

Resolved, that the owner in whose name the property appears upon the last local tax assessment record shall be notified of the amount of such cost by first class mail at the address shown on the records. Upon his failure to pay the same within thirty (30) days after mailing by the City Assessor of the notice of the amount thereof, the Assessor shall add the same to the next tax roll of the City of Lansing and the same shall be collected in the same manner in all respects as provided by law for the collection of taxes by the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and Properties—

Resolved by the City Council of the City of Lansing:

Whereas, the owner of the residence at 803 N. Logan Street, of the City of Lansing, has evidenced his desire to have said residence demolished by submitting in writing to the Building Department a request to demolish said premise; and

Whereas, the owner of said property desires the cost for demolishing to be spread on the tax rolls; and

Whereas, the City Council is desirous of preventing the furtherance of urban blight and decay caused by the continued existence of dilapidated houses:

Now, Therefore, Be It Resolved, that the City Council approves the demolition of said property and directs the Purchasing Agent to advertise for quotes for the demolition of said property, and, further

That the costs thereof be spread upon the tax roll.

Adopted by the following vote:

Unanimously.

By Committee on Redevelopment—

Resolved by the City Council of the City of Lansing:

Be It Resolved, that Special Assistant City Attorney Bruce S. King be authorized and directed to proceed with an appeal to the Michigan Supreme Court on the Michigan Court of Appeals decision regarding the Jury Rowe Warehouse Property case (File No. 18439) Parcel 245-7, N.D.P. Project No. 2, Mich. A-6, and

Be It Further Resolved, that the City Attorney is hereby authorized and directed to provide whatever assistance necessary, as requested by the Acting Redevelopment Director, on the basis of reimbursement of actual cost.

Adopted by the following vote:

Unanimously.

By Committee on Redevelopment—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has, by Ordinance No. 188 heretofore adopted a Development Plan for Urban Renewal Project No. 2, Mich. A-6, as amended by Ordinance 352 dated April 22, 1974, pursuant to Michigan Act 344 of the Public Acts of 1945, as amended, said area being more particularly described in said Ordinance No. 188, and

Whereas, the City of Lansing has, pursuant to Act 344, heretofore prepared and adopted a Master Plan which is sufficiently advanced as to indicate areas in need of rehabilitation, and

Whereas, the City of Lansing has, pursuant to Act 344, prepared and adopted a district or coordinated plan for the areas surrounding the development area for Urban Renewal Project No. 2,

Whereas, the Urban Redevelopment Board and the Planning Board have recommended to the Lansing City Council a proposed amendment to the Development Plan for Urban Renewal Project No. 2, Mich. A-6, and

Whereas, the City of Lansing acting by and through its Redevelopment Board and staff, has had consultation with the Citizens' District Council for District Area No. 1 in which the development area for Urban Renewal Project No. 2 is located, and

Whereas, the City Council of the City of Lansing, on Monday, March 10, 1975, conducted a public hearing on the proposed amendments and modifications to the Development Plan for Urban Renewal Project No. 2, and

Whereas, at the public hearing, persons were given the opportunity to speak in support and/or opposition of the proposed amendments to the Development Plan for Urban Renewal Project No. 2 and certain evidence which was introduced in support of said amendments and modifications and said testimony, evidence and exhibits have been reviewed by the City Council of the City of Lansing.

Now, Therefore, Be It Resolved, that the City Council makes the following findings of fact and determinations:

1. The prerequisite plans, statements and actions for the undertaking of Redevelopment Projects pursuant to Act 344, Public Acts of 1945, as amended, to-wit: a Master Plan, District or Coordinated Plan, and Development Plan, have heretofore been properly prepared and adopted by the local legislative body of the City of Lansing.
2. That the public hearing on the proposed amendments and modifications was held pursuant to Act 344, Public Acts of 1945, and that notice of the public hearing was

properly mailed, distributed and published (See Exhibits A, B, and C attached hereto and made a part hereof).

3. That the proposed amendments and modifications to the Development Plan have been prepared, reviewed and recommended for approval by the Urban Renewal Board and the Planning Board, each of the City of Lansing.
4. That the proposed amendments and modifications to the Development Plan have been filed in the City Clerk's Office and the Redevelopment Department for public inspection for 30 days prior to the public hearing thereon.
5. That the proposed amendments and modifications to the Development Plan concerns the following item:

Expanding the boundary lines of said Urban Renewal Project to include the Michigan Avenue Bridge, which is more specifically described as: Continuing to the South Right-of-way line of Michigan Avenue; Thence east along said Right-of-way line to the East Bank of the Grand River; Thence Northerly along the East Bank of the Grand River to the present Southerly Boundary of said Project No. 2, Mich. A-6.

The City Council finds that the proposed amendment and modification to the Development Plan for Urban Renewal Project No. 2 are in the best interest of the citizens of this city and that the Development Plan, as amended, continues to relate to, and protect the health, safety, morals and general welfare of the City of Lansing; and preserves existing values of other property within or adjacent to the Development area and shall preserve the taxable value of the property within such areas and will improve the character of the project area, the surrounding area and the entire community.

The findings and determinations herein above made are based upon:

1. The Master Plan of the City of Lansing.
2. The District or Coordinated Plan for Development Area of Urban Renewal Project No. 2.
3. The existing Development Plan for Urban Renewal Project No. 2, as amended April 22, 1974.
4. The testimony and evidence introduced and received at the public hearing on the proposed amendments and modifications held on Monday, March 10, 1975, to-wit: the testimony of the Redevelopment Director, Ronald Stonehouse, and the Planning Director, Alan Tubbs, and Exhibits:

A—Affidavit of Publication of the Notice of Public Hearing in The State Journal on February 7 and 28, 1975.

B—Affidavit of Distribution.

C—Affidavit of Mailing.

D-1—Existing Boundary Map.

D-2—Proposed Boundary Map.

E-1—Existing Land Use Plan.

E-2—Proposed Land Use Plan.

F-1—Existing Preliminary Parcel Plan.

F-2—Proposed Preliminary Parcel Plan.

G-1—Existing Illustrative Site Plan.

G-2—Proposed Illustrative Site Plan.

H—Revised Development Plan.

5. The recommendations of the Redevelopment Board and Planning Board and lastly,
6. Matters of public record.

Therefore, it is found and determined that the proposed amendments and modifications to the Development Plan for Urban Renewal Project No. 2 are practical, feasible, reasonable and in the best interest of the City of Lansing, and that Ordinance No. 188, as amended by Ordinance 352 on April 22, 1974, should be further amended to reflect the amendments and modifications herein approved.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, Public Act 56, the Substance Abuse Services Act, of the Public Acts of 1973, was passed by the State Legislature of Michigan and approved by the Governor on July 12, 1973, and

Whereas, Public Act 56 provides for an Office of Substance Abuse as a part of the Michigan Department of Public Health, and

Whereas, the Department of Public Health is empowered by Public Act 56 to license and regulate public and private organizations, associations, groups, or firms offering or proposing to offer specific substance abuse treatment-rehabilitation or prevention services, and which receive or request public funds, patient fees, third party payments, or receive or request funds through public subscription for the treatment-rehabilitation or prevention of substance abuse, and

Whereas, the Michigan Department of Health has designated the Ingham County Health Department Substance Abuse Program as the coordinating agency for the substance abuse programming in Eaton and Ingham Counties, and

Whereas, the City of Lansing supports the concept of service integration to provide better services at lower public costs,

Now, Therefore, Be It Resolved that the City of Lansing recognizes the Ingham County Health Department Substance Abuse Program as the coordinating agency for substance abuse programming in Eaton and Ingham Counties, and

Be It Further Resolved, that the City of Lansing will cooperate with the Ingham County Health Department Substance Abuse Program to assure that any substance abuse programs initiated or funded by the City comply with the provisions of Public Act 56 of the Public Acts of 1973 and the regulations promulgated in accordance with the Act, and

Be It Finally Resolved, that a copy of this resolution be sent to the Federal Program Coordinator, the Community Development Management Department, the Human Resource Director and the Planning Director to inform them of the City's position.

Adopted by the following vote:

Unanimously.

By Committee on Ordinance and Contracts—

Resolved by the City Council of the City of Lansing:

That the Lansing City Council hereby notifies the Michigan Liquor Control Commission that application for renewal of existing licenses (per attached list) to sell beer, and wine or spirits for on premises consumption are pending for these licensees, and in accordance with the provisions contained within Section 17 of the Liquor Control Act (M.S.A. 18.988), we recommend the licenses be withheld from the establishments until code violations have been corrected and approved by the proper authority.

BZURPY, INC., 2021 East Michigan Avenue,

Adopted by the following vote:

Unanimously.

By Committee on Ordinance and Contracts—

Resolved by the City Council of the City of Lansing:

That the Lansing City Council hereby notifies the Michigan Liquor Control Commission that application for renewal of existing licenses (per attached list) to sell beer and wine or spirits for on premises consumption are pending for these licensees, and that these licensees are now delinquent in taxes to the City of Lansing, in accordance with the provisions contained

within Section 17 of the Liquor Control Act (M.S.A. 18.988), we recommend the licenses be withheld from the establishments whose taxes are delinquent until such time that they have settled their accounts with the City of Lansing.

Account No. 06730

Bill's Restaurant & Bar
718-20 East Grand River Avenue
Lansing, Michigan 48906
Tax Owning—\$760.24 (including penalty)

Account No. 76184

Silver Leaf Lodge—IBPOE of W
5334 South Logan Street
Lansing, Michigan 48910
Tax Owning—\$136.03 (including penalty)

Account No. 06790

Bimbos Pizza Lansing, Inc.
Purchased by Ralph Burpee
now known as Account No. 09460
Bzurpy's, Inc.
2021 East Michigan Avenue
Lansing, Michigan 48912
Tax Owning—\$283.97 (including penalty)

Adopted by the following vote:

Unanimously.

By Committee on Buildings and Properties—

Resolved by the City Council of the City of Lansing:

That the Lansing City Council hereby reaffirms the city's position relative to the South Washington Promenade and Parking Mall.

The City of Lansing pledges its financial and staff support to this project which share shall be its assessed share with further contributions not to exceed 10% of the estimated \$783,720 or contingent amenities will be scaled down to stay within these estimates as stated in the resolution passed by the Council on May 8, 1972, and

Further that the City of Lansing encourages a new petition drive to establish a special assessment district to finance this proposal and further recommends that the Washington Square Coalition be instrumental in accomplishing this mutual goal.

Adopted by the following vote:

Unanimously.

By Committee on Parks and Recreation—

Resolved by the City Council of the City of Lansing:

Whereas, City Council authorized on March 17, 1975 the purchase of land for park purposes in the Forest View neighborhood; and

Whereas, prior to completing this purchase a survey of the property known as the MacAllen property (8.5 acres approximately); and

Whereas, Fred White Engineering Company will perform all required work at a cost not to exceed \$1,500.00;

Now, Therefore, Be It Resolved, that the Directors of Purchasing and Parks and Recreation are authorized to prepare a contract with Fred White Engineering Company and, following approval as to form by the City Attorney, the Mayor and City Clerk are authorized and directed to sign on behalf of the City.

Adopted by the following vote:

Unanimously.

By Committee on Personnel—

Resolved by the City Council of the City of Lansing:

That effective April 7, 1975 the City Personnel Director is authorized and directed to transfer one Systems Analyst IXA position from the Finance Section of the Classification and Compensation Plan to the Internal Audit Section.

Adopted by the following vote:

Unanimously.

By Committee on Personnel—

Resolved by the City Council of the City of Lansing:

That effective March 24, 1975 the City Personnel Director is authorized and directed to reclassify one vacant Accountant IV position within the Demonstration Agency Section of the Classification and Compensation Plan to two (2) Clerk IB positions. Existing fiscal year funds are sufficient to bear all costs.

Adopted by the following vote:

Unanimously.

By Committees on Planning and

Public Service and Highways—

Resolved by the City Council of the City of Lansing:

P-4-74

Tecumseh Riverview Subdivision

Preliminary Plat

Whereas, the application has been filed for final approval of the Preliminary Plat of Tecumseh Riverview Subdivision; and

Whereas, the Planning Department, in accordance with Sections 37-38 of the Subdivision Control Ordinance, has reviewed this application, and recommended approval thereof; and

Whereas, the Planning Committee of the City Council and the Public Service and Highways Committee of City Council have reviewed this application and the report of the Planning Department, and concur therewith,

Now, Therefore, Be It Resolved, that the Preliminary Plat of Tecumseh Riverview Subdivision be approved subject, however, to all conditions as set forth by the City Council at the time of tentative preliminary approval.

Adopted by the following vote:
Unanimously.

By Committees on Planning and
Public Service and Highways—

Resolved by the City Council of the City of Lansing:

P-2-75

Marscot Meadows No. 5 Subdivision
Preliminary Plat

Whereas, an application has been filed for the final approval of the Preliminary Plat of Marscot Meadows No. 5 Subdivision; and

Whereas, the Planning Department, in accordance with Sections 37-38 of the Subdivision Control Ordinance, reviewed this application and recommended approval thereof; and

Whereas, the Planning Committee of the City Council and the Public Service and Highways Committee of City Council have reviewed this application and the report of the Planning Department, and concur therewith;

Now, Therefore, Be It Resolved, that the Preliminary Plat of Marscot Meadows No. 5 Subdivision be approved subject, however, to all conditions as set forth by City Council at the time of tentative preliminary approval, and it is further pointed out to the applicant that it will be necessary to divide this property into four (4) recorded lots to meet the requirements of the Michigan State Plat Act.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Blair, Ferguson, Gunther, May, McKane—7.

Nays: Councilman Brenke—1.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows:

\$ 1,480.50 from Estimated Revenue
A/C 101-000-000-160
\$ 1,480.50 to Bicentennial Committee
Projects
A/C 101-801-000-886
\$15,000.00 from Capital Improvements Bldg.
Fund
A/C 101-936-020-975

\$15,000.00 to Acquisition & Rehab.—
Superior Beverage
A/C 101-936-025-974
\$ 2,212.00 from Equipment
A/C 152-325-000-977
855.00 from Travel
A/C 152-325-000-873
\$ 3,017.00 to Operating Expenses
A/C 152-325-000-740
50.00 to Central Service
A/C 152-325-000-818
\$ 550.00 from Operating Supplies
A/C 153-311-000-740
\$ 550.00 to Travel
A/C 153-311-000-873
\$10,355.00 from Salraies Lansing Housing
Commission
A/C 153-860-001-702.02
20,264.00 from Salaries—LCC
A/C 153-860-001-702.03
9,659.50 from Salaries Lansing School
District
A/C 153-860-001-702.04
5,778.00 from Salaries Bd. of Water &
Light
A/C 153-860-001-702.06
1,813.00 from Fringe Benefits Housing
Commission
A/C 153-860-001-715.02
5,135.00 from Fringe Benefits Lansing
Community College
A/C 153-860-001-715.03
720.50 from Fringe Benefits Lansing
School District
A/C 153-860-001-715.04
1,879.00 from Fringe Benefits Bd. of
Water & Light
A/C 153-860-001-715.06
87.00 from Clothing
A/C 153-860-001-744
\$32,287.00 to Salaries—city
A/C 153-860-001-702.01
12,851.00 to Salaries—CATA
A/C 153-860-001-702.05
4,984.00 to Fringe Benefits—City
A/C 153-860-001-715.01
2,936.00 to Fringe Benefits—CATA
A/C 153-860-001-715.05
810.00 to Medical
A/C 153-860-001-828
1,823.00 to Administration
A/C 153-860-001-956

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

JOHN T. ANAS,
TERRY J. MCKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
Committee on Finance.

Adopted by the following vote:
Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$6,549,617.78.

Signed:

TERRY J. MCKANE,
JACK D. GUNTHER,
JAMES D. BLAIR,
WILLIAM A. BRENKE,
Committee on Finance.

Adopted by the following vote:

Unanimously.

INTRODUCTION OF ORDINANCES

The following ordinances of the City of Lansing, Michigan, providing that the code of ordinances be amended by:

- a. Changing the name of certain streets in the City of Lansing, to-wit: Juniper Drive from Briarfield north to end of Juniper Drive to be known as Illana Drive.
- b. Revising Section 9-63 and subsection (5) of section 9-66 of said code (Electrical Code—Adoption of standards, Permit, Inspection fees, Electrical Safety inspections).

was introduced by Councilman Belen, read a first and second time by their titles and referred to the Committee on Ordinance and Contracts.

ORDINANCES

By Councilman Belen—

The Committee reported that it had considered an ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising section 36-85 of code (Area encompassed—Urban Renewal Project No. 2 to include Michigan Avenue Bridge), and recommended that the ordinance be passed.

Carried.

ORDINANCE NO. 385

(Area Encompassed—Urban Renewal
District No. 2)

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising section 36-85 of said code be placed on order of immediate passage.

Carried.

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising section 36-85 of said code be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 385

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, BE AMENDED BY REVISING SECTION 36-85 OF SAID CODE.

The City of Lansing Ordains:

Section 1. That section 36-85 of the Code of Ordinances of the City of Lansing, Michigan, be amended so that such Section shall read as follows:

Section 36-85 Area Encompassed.

The development plan encompasses the area generally described as:

Beginning at the intersection of the north right-of-way line of Saginaw Street and the west right-of-way line of Washington Avenue; thence south along the west right-of-way line of Washington Avenue to the north right-of-way line of Genesee Street; thence east along said north right-of-way line extended to the east right-of-way line of Washington Avenue; thence south along said east right-of-way line to the north right-of-way line of Shiawassee Street; thence east along said north right-of-way line to the west bank of the Grand River; thence southerly along said west bank to the south right-of-way line of Michigan Avenue; thence east along said right-of-way line to the east bank of the Grand River; thence northerly along the east bank of the Grand River to a point 140 feet more or less north of the north right-of-way line of Michigan Avenue; thence east to the intersection of the east right-of-way line of the New York Central Railroad and the north right-of-way line of the alley first north of Michigan Avenue; thence northerly along said railroad right-of-way line to a line 23.5 feet south of and parallel to the south lot line of Lot 6, Block 245; thence east along said line to the east right-of-way line of Depot Street; thence north along said east right-of-way line to a line 74.25 feet south of and parallel to the south right-of-way line of Ottawa Street; thence east along said line extended to the east right-of-way line of Cedar Street; thence north along said east right-of-way line to the north right-of-way line of Saginaw Street; thence west along said north right-of-way line to point of beginning.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

By Councilman Belen—

Resolved by the City Council of the City of Lansing:

This ordinance being for the immediate preservation for the public peace, health or safety shall take effect upon its passage.

Carried.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

That the rule prescribed in Sec. 5.5 (g) of the Charter relative to considering business not on the agenda, be waived.

Carried.

Request from Midwest Helicopter Airways, Inc., for permission to operate a helicopter in downtown area on Sunday, April 6, 1975, to hoist and set an antenna on Michigan Bell Telephone Building.

Referred to Committee on City Affairs.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

That the appointment of Sister Mary Janice Belen, R.S.M., to the Board of Water and Light for a term ending June 30, 1978, John R. Pettibone to the Capital Area Transportation Authority, term ending June 30, 1977, and Lawrence A. Drolett, Jr., to the Waterfront Development Board, term ending June 30, 1975, be confirmed.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has entered into agreements with subcontractors to provide for the planning and delivery of manpower services pursuant to the Comprehensive Employment and Training Act of 1973, Title II, Public Service Employment Program, and

Whereas, those subcontractors are the Safety Council of Greater Lansing, the Community Design Center and the Greater Lansing Urban League, and

Whereas, the above named subcontractors have agreed to modifications of their contracts to recapture residual monies that have accumulated due to delay in hiring.

Now, Therefore, Be It Resolved, that the City Council approve said modifications and authorize the Mayor and other City Officials to sign said modified contracts.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has entered into an agreement with the Suitcase Theatre to provide for the planning and delivery of manpower services pursuant to the Comprehensive Employment and Training Act of 1973, Title II, Public Service Employment Program, and

Whereas, the above named subcontractor has agreed to the modification of their budget to correct a mathematical error in the computation of said budget,

Now, Therefore, Be It Resolved, that the City Council approve said modification and authorize the Mayor and other City Officials to sign said modified contract.

Adopted by the following vote:

Unanimously.

By Committee on Personnel—

Resolved by the City Council of the City of Lansing:

That we concur with the following recommendations made by the Job Moratorium Appeals Committee at its meeting held on March 19, 1975:

Parks Department

Deny the filling of one Mechanic IVA vacant position.

Police Department

Approve the filling of one Clerk IB vacant position.

Fire Department

Deny the filling of five Firefighting vacant positions.

Traffic Department

Approve the filling of one Sign Maintenance Man IIB vacant position.

Parking Division

Approve the filling of one Parking Checker IIA vacant position.

Adopted by the following vote:

Unanimously.

REPORT OF COMMITTEE

The Committee on CITY AFFAIRS, to whom was referred the request of Midwest Helicopter Airways, Inc., for permission to operate a helicopter in the downtown Lansing area on Sunday, April 6, 1975, to hoist and set in place an antenna on the Michigan Bell Telephone Building, located at 221 N. Washington Avenue, between 7:45 a.m. and 8:00 a.m., reports as follows:

The Committee recommends permission be granted and that the operation be under supervision of the Lansing Police Department.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council hereby commends the Central Michigan Easter Seal Drive solicitation participants, and

Whereas, the City Council wishes to honor those individuals who gave so much of themselves, unselfishly devoting hours this past week, and

Whereas, the City Council wishes publicly to honor WJIM-TV for so freely contributing their facilities as well as their staff both technical and those visible to the viewing audience, and

Whereas, the City Council wants to especially recognize the efforts of those who solicited door-to-door and in other ways to make this such a great success;

Now, Therefore, Be It Resolved, that the Lansing City Council wishes to thank and say to all who contributed, a job well-lone adn that our community is proud to have such open-hearted individuals in this central Michigan area who made the Easter Seal Drive an outstanding success.

Adopted by the following vote:

Unanimously.

Councilman McKane recognized Boy Scout Troop No. 942 who were seated in the audience.

Chris Baryames, 1739 Nottingham, spoke opposing rezoning petition Z-57-74 filed by Francis Fine.

The following persons spoke opposing rezoning petition Z-57-74:

Kenneth DeWitt, 4053 Heathgate Dr.

Ralph DeLeon, 4100 Glenburne Dr.

Jim Landon, 4047 Heathgate Dr.

William Sherman, 4024 Seaway Dr., and presented petitions.

Tim Bannister, 417 Carey St., spoke relative to cutting down of trees and not replacing same.

Council adjourned at 8:55 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

March 24, 1975

F/M

Address Correction Requested

BULK RATE
U. S. POSTAGE
PAID
Permit No. 1461
Lansing, Michigan

225

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, March 31, 1975

CITY COUNCIL ROOMS

Lansing, Michigan

March 31, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Anas, Belen, Blair, Brenke, Ferguson, Gunther, McKane—7.

Absent: Councilman May—1.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Gunther.

Pledge of Allegiance was given by Vickie Germaine, Treasurer of Eastern High Student Council.

The record of the previous session was approved as printed.

HEARINGS ON PROPOSED CHANGES IN ZONING CLASSIFICATIONS

March 31, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-1-75—1100-1106 Jerome Street

be rezoned from "DM" Multiple Family Residence District to "J" Parking District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

Referred to Committee on Planning.

March 31, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-3-75—4532-4620 Pleasant Grove Rd.

be rezoned from "A" One Family Residence District to "C" Two Family Residence District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

Referred to Committee on Planning.

March 31, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-4-75—3115 West Jolly Road

be rezoned from "A" One Family Residence District to "C" Two Family Residence District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

Referred to Committee on Planning.

PUBLIC HEARING

March 31, 1975, at 7:30 p.m. being the time set for holding a public hearing on proposed amendment on the Continental Cablevision of Lansing, Inc., acceptance and Guarantee of a Cabletelevision Franchise.

The Mayor asked if there was anyone who wished to be heard on this amendment.

No persons spoke.

Referred to Committee of the Whole.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

HEATING & AIR CONDITIONING—Clyde Jenks, Jr.

ELECTRICAL CONTRACTOR—William G. Allen, Jr.

PUBLIC DRIVERS—Mitchell B. Bloomfield, Dorris E. Farthing, Stephen O. Holmes, David F. Leeak, Willie Richardson, Betsy L. Robson, Wellington C. Stevens, Jimmie A. Swanson, Douglas A. Wilson.

Referred to Committee on Ordinance and Contracts.

Claim filed by Richard and Marietta Gandy for damage to automobile by city truck.

Referred to City Attorney and Parks Department.

Request from the Disabled American Veterans for permission to sell poppies on streets September 12 and 13, 1975.

Referred to Committee on City Affairs.

Department of Natural Resources submits:

State deed issued by Michigan Department of Natural Resources for recording.

Referred to Committee on Public Service and Highways.

Request of Parks Department to build in flood plain area.

Referred to Planning Board and Waterfront Development Board.

Letter from Eileen Harrison in regard to trash disposal system for city.

Referred to Committee on Public Service and Highways.

Letter from James Winckler, Chr. of North Lansing Community Association, announcing to the city that it has formed a non-profit citizen's corporation.

Received and placed on file.

Letter from George F. Brooks in regard to Operation Identification.

Received and placed on file with copy to Police Board.

REPORTS OF COMMITTEES

The Committee on ORDINANCE AND CONTRACTS approves the following applications and bonds for licenses:

HEATING & AIR CONDITIONING—Clyde Jenks, Jr.

ELECTRICAL CONTRACTOR—William G. Allen, Jr.

PUBLIC DRIVERS—Mitchell B. Bloomfield, Dorris E. Farthing, Stephen O. Holmes, David F. Leek, Willie Richardson, Betsy L. Robson, Wellington C. Stevens, Jimmie A. Swanson, Douglas A. Wilson.

Signed:

LUCILE BELEN,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the ordinance to change the name of certain streets in the City of Lansing, to-wit: Juniper Drive from Briarfield north to end of Juniper Drive, reports as follows:

That said ordinance be passed.

Signed:

LUCILE BELEN,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the ordinance of the City of Lansing, Michigan, providing that the code of ordinances be amended by revising section 9-63 and subsection (5) of section 9-66 of said code

(Adoption of The National Electrical Code of 1975), reports as follows:

That said ordinance be passed.

Signed:

LUCILE BELEN,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of The Disabled American Veterans, Capitol City Chapter No. 8, for permission to sell poppies on the streets of Lansing on September 12 and 13, 1975, reports as follows:

The Committee recommends permission be granted subject to obtaining the Charitable Solicitation Permit from the City Clerk's office.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PUBLIC SAFETY and Committee on BUILDINGS AND PROPERTIES, to whom was referred the recommendation of the Traffic Board that there be established five 30-minute metered spaces in the first parking level of the North Capitol Ramp, reports as follows:

The Committees concur in the recommendation of the Traffic Board.

Signed:

TERRY J. McKANE,
JOEL I. FERGUSON,
WILLIAM A. BRENKE,
JOHN T. ANAS,
Committee on Public Safety,

JOHN T. ANAS,
JACK D. GUNTHER,
TERRY J. McKANE,
WILLIAM A. BRENKE,
Committee on Buildings and
Properties.

By Councilman McKane and
Councilman Anas—

That the report of the Committee be
adopted.

Adopted by the following vote:

Unanimously.

The Committee on PUBLIC SAFETY, to
whom was referred the recommendation of
the Traffic Board that a Mill Street direc-
tional sign be erected on Michigan Avenue
at Cedar Street, to be in place for the dura-
tion that Michigan Avenue Bridge remains
closed, reports as follows:

The Committee concurs in the recom-
mendation of the Traffic Board.

Signed:

TERRY J. MCKANE,
JOEL I. FERGUSON,
WILLIAM A. BRENKE,
JOHN T. ANAS,
Committee on Public Safety.

By Councilman McKane—

That the report of the Committee be
adopted.

Adopted by the following vote:

Unanimously.

The Committee on PUBLIC SAFETY, to
whom was referred the recommendation of
the Traffic Board that parking on Genesee
Street, South Side, one space immediately
east of the access drive into the Old Cen-
tral Building be changed to NO PARKING
AT ANY TIME, reports as follows:

The Committee concurs in the recom-
mendation of the Traffic Board.

Signed:

TERRY J. MCKANE,
JOEL I. FERGUSON,
WILLIAM A. BRENKE,
JOHN T. ANAS,
Committee on Public Safety.

By Councilman McKane—

That the report of the Committee be
adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

City Treasurer submits report on condi-
tion of funds in the treasury as of Feb-
ruary 28, 1975.

Received and placed on file.

March 20, 1975

Mayor Gerald W. Graves and

Members of City Council

Dear Mr. Mayor and Council Members:

Please be advised that in accordance with
State Law, this office has closed the 1974
Tax Rolls. The Rolls have been balanced
and settlement has been made with the
Eaton and Clinton County Treasurers. The
employees of this office are presently pre-
paring the Return Roll to be submitted to
the Ingham County Treasurer early in
April.

A summary of Real and Personal Prop-
erty taxes levied, collected, delinquent and
percentages, is as follows:

Total Spread

Real Property	_____	\$31,583,641.22
Personal Property	_____	10,358,452.74
Totals	_____	\$41,942,093.96

Taxes Collected Thru 3/10/75

Real Property	_____	\$29,224,370.48
Personal Property	_____	10,028,567.30
Totals	_____	\$39,252,937.78

Delinquency at Closing

Real Property	_____	\$ 2,359,270.74
Personal Property	_____	329,885.44
Totals	_____	\$ 2,689,156.18

Percentage of Total Collected

Real Property	_____	92.6%
Personal Property	_____	97%
Totals	_____	93.5%

The real property delinquency referred
to above represents an increase of \$587,009
or 33.1% over the \$1,772,260 real property
delinquency of a year ago. It should be
noted that the Diamond Reo real property
delinquency of \$166,758 represents 7% of
the total real property delinquency this
year. A cursory examination of the De-
cember Tax Rolls would seem to indicate
that individual commercial and residential
taxpayers have paid their taxes as in the
past; however, land developers and real
estate and construction interests are con-
spicuous by both the number and dollar
amounts of their delinquencies. The 3,618
delinquent real property taxpayers this
year represents an increase of 8.6% over
the 3,331 delinquent real property tax-
payers of a year ago.

The personal property delinquency stated above is an increase of \$245,583 or 291% over the \$84,301 delinquency of one year ago and is owing from 195 businesses as compared to 201 delinquent businesses last year. Here again it should be noted that Diamond Rec's personal property delinquency of \$230,372 accounts for 69.8% of the total, leaving \$99,512 owing by all other delinquent businesses.

Attached is a listing of businesses delinquent in the payment of 1974 Personal Property Taxes, as well as updated listings of delinquent 1973 and 1972 Personal Property Taxes. This listing is being submitted to all Department Heads to accommodate City Charter provisions which prevent the City from making a contract with anyone delinquent in the payment of taxes.

Personal Property Taxes paid in the period since the closing of the books—to date—have been crossed from the listing.

Sincerely,

HUGO J. HUFNAGEL,
City Treasurer.

Received and placed on file.

March 27, 1975

Honorable Mayor and Members

of the Lansing City Council

Lansing, Michigan

Re: Claim of Donald Walters for wind-shield claimed to have been broken by stone thrown by City lawnmower.

Gentlemen:

Your City Attorney, to whom was referred the above claim, has made an investigation thereof and, on that basis, recommends that the claim be denied, as there is no demonstration of negligence on the part of the City and the accident occurred in the performance of a governmental function for which the City has governmental tort immunity.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Anas—

That we concur in the recommendation of the City Attorney.

Carried.

March 27, 1975

To the Honorable Mayor and
Members of the City Council
City Hall

Lansing, Michigan 48933

Gentlemen:

I herewith report that I have submitted to the City Assessor an itemized list of trees cut and removed from private properties in the amount of \$1,022.25, for the year 1975, for special assessment on Tax Roll T-29.

Respectfully submitted,

JAMES W. KZESKI,
Building Commissioner,
City of Lansing.

Received and placed on file.

March 27, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is an Easement from the Lansing School District, releasing and conveying the right-of-way across and through the following described property for the purpose of construction of a pedestrian overpass at Newark and Wise Road. The Easement is described as follows:

The west 10 ft. of the south 90 ft. of the attached described property description, parallel and adjacent to the east right-of-way line of Wise Road.

I would recommend that this Easement be accepted, and that the City Clerk be directed to have the Easement recorded with the Registrar of Deeds.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

March 27, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is a Quit Claim Deed from the Lansing School District for property described as:

A parcel of unplatted land 10 ft. wide, parallel and adjacent to the East right-of-way line of Wise Road, extending from the north right-of-way line of Newark Avenue northerly approximately 1915 ft. to the E-W $\frac{1}{4}$ line of Section 6, T8N, R2W.

This described Deed is for the Wise Road right-of-way and is exempt from the Transfer Tax under Public Act 327 of 1968 Section 5(a).

I recommend that this Deed be accepted, and that the City Clerk be directed to have the Deed recorded with the Register of Deeds.

Respectfully submitted,
ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

March 27, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is a Quit Claim Deed from Republic Development Corporation for property described as:

Commencing at the S. $\frac{1}{4}$ corner of Section 6, T3N, R2W, City of Lansing, Ingham County, Michigan, thence along the N-S $\frac{1}{4}$ line of Section 6, N. $0^{\circ} 13' 03''$ E. 330.07 ft. to the point of beginning; thence N. $89^{\circ} 45' 31''$ W. 43.00 ft.; thence N. $0^{\circ} 13' 03''$ E. 2319.05 ft.; thence along the E-W $\frac{1}{4}$ of Section 6, S. $89^{\circ} 58' 41''$ E. 43.00 ft. to the center of Section 6; thence along the N-S $\frac{1}{4}$ line of Section 6 (said line being coincident with the existing centerline of Wise Road—66 ft. wide), S. $0^{\circ} 13' 03''$ W. 2319.26 ft. to the point of beginning. Containing 2.289 acres.

This described Deed is for the Wise Road right-of-way, and is exempt from the Transfer Tax under Public Act 327 of 1968 Section 5(a).

I recommend that this Deed be accepted, and that the City Clerk be directed to have the Deed recorded with the Registrar of Deeds.

Respectfully submitted,
ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

March 27, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is Change Order No. 1, submitted by Clark Construction Company,

Inc., on the Wastewater Treatment Plant Additions, Contract No. 72-S-2 (R), decreasing the amount of the contract by \$4,444.40 to coordinate the inter-communication system and the Filter Bldg., and to revise the water main construction since the Board of Water & Light will allow the watermain to be taken out of service during the construction of the 96-in. out-fall sewer, and for electrical changes due to changes in equipment, switches and motors.

I would recommend approval of this Change Order.

Respectfully submitted,
ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred Change Order No. 1, submitted by Clark Construction Co., Inc., on the Wastewater Treatment Plant Additions, Contract No. 72-S-2 (R), decreasing the amount of the contract by \$4,444.40 to coordinate the inter-communication system and the Filter Bldg., and to revise the water main construction since the Board of Water & Light will allow the watermain to be taken out of service during construction of the 96-in. out-fall sewer, and for electrical changes due to changes in equipment, switches and motors, reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

March 27, 1975

Honorable Mayor and

Members of City Council

City of Lansing

Gentlemen:

Attached are the Department's 1975-76 recommendations for the Fees and Charges. Those proposed for change are in Script type. I feel several require additional explanation to that provided in the schedule.

1. We are proposing standard increases in league programs, and adjustments in the fees for craft and tennis classes. These increases are based on covering the cost of supervision.
2. An adjustment in golf tournament fees are also recommended. The extent of our subsidy has brought the tournaments under close examination during the budget process, and to assure our ability to provide them in the future we propose they all become self supporting.
3. We are recommending elimination of the instructional, and the adult swimming fees. The mechanics of collection and accounting, as well as low attendance, make them impractical. This has become evident since City Council eliminated the 25¢ rate for children.
4. A fee for the rental of portable bleachers has been added to the 1975-76 schedule.
5. Small adjustments have been made in the fees for Programs for the Handicapped and the Department's Special Events.

The Fees and Charges were approved by the Park Board at their meeting of March 26, 1975. I would appreciate your prompt review and action on these as many involve our spring programs. If you have any questions I will be available to review the schedule with you.

Respectfully submitted,

THEODORE J. HASKELL,
Director of Parks and
Recreation.

Referred to Committee on Parks and Recreation.

March 19, 1975

Honorable Mayor
and City Council
City Hall
Lansing, Michigan

Subject: B-75-305 PEDESTRIAN OVER-
PASSES, PS 75087

Gentlemen:

One bid for the construction of pedestrian overpasses as follows: 67'6" Aluminum Span at Miller Road and Woodgate and a 73'4" Aluminum Span at Wise Road and Newark, was opened at 3:00 P.M., E.S.T. on Tuesday, March 18, 1975.

We recommend acceptance of the bid submitted by Spartan Sign, Inc., for Miller Road at \$35,182.00 and Wise Road at \$37,163.00, making the total amount authorized \$72,345.00.

Respectfully submitted,

VAUGHAN L. MCKINCH,
Purchasing Director,

ROBERT R. BACKUS,
Public Service Director.

Referred to Committee on Public Service and Highways.

March 19, 1975

Honorable Mayor
and City Council
City Hall
Lansing, Michigan

Subject: B-75-285 OFFICE ALTERA-
TIONS C.A.T.A., PS 36123

Gentlemen:

Five bids for alterations to existing facilities located at 240 Mill Street, Lansing, were opened at 3:00 P.M., E.S.T. on Tuesday, March 18, 1975.

We recommend acceptance of the low bid submitted by Kenrich Construction for a total amount of \$112,301.00, which includes alternates No. 1 and No. 2.

Respectfully submitted,

VAUGHAN L. MCKINCH,
Purchasing Director,

ROBERT R. BACKUS,
Public Service Director.

Referred to Committee on Public Service and Highways.

March 26, 1975

Honorable Mayor
and City Council
City Hall
Lansing, Michigan

Subject: B-75-309 12-PASSENGER VAN
TRUCK

Gentlemen:

Three bids for the purchase of one (1) new 12-passenger van truck for the Lansing Fire Department were opened at 3:00 P.M., E.S.T. on Tuesday, March 25, 1975.

University Oldsmobile G.M.C. \$4,719.07
Bud Kouts Chevrolet Company \$4,848.30
Max Curtis Ford Truck, Inc. \$5,250.00

We recommend acceptance of the low bid submitted by University Olds for a total delivered price in the amount of \$4,719.07. Delivery 65 days after receipt of purchase order.

Respectfully submitted,

VAUGHAN L. McKINCH,
Purchasing Director,

ROBERT R. REDBURN,
Acting Fire Chief.

Referred to Committee on Public Safety.

REPORT OF COMMITTEE

The Committee on PUBLIC SAFETY, to whom was referred the recommendation of the Purchasing Director and the Acting Fire Chief that the low bid submitted by University Olds for the purchase of one new 12-passenger van truck for the Lansing Fire Department for a total delivered price in the amount of \$4,719.07 be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Acting Fire Chief.

Signed:

TERRY J. McKANE,
JOEL I. FERGUSON,
WILLIAM A. BRENKE,
JOHN T. ANAS,
Committee on Public Safety.

By Councilman McKane—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

March 27, 1975

Honorable Mayor Gerald W. Graves and

Members of the Lansing City Council

Subject: Policy for Disposition of Land
Project No. 2, Mich. A-6

Gentlemen:

The Board of Urban Redevelopment, at its meeting on March 25, 1975, unanimously recommended that the Lansing City Council approve the Board's statement on its policy for disposition of land in Project No. 2, Mich. A-6. A copy of that policy statement is attached to a resolution you will find elsewhere on the agenda.

As background to this matter, please understand that the Redevelopment Department is about to embark on a marketing program with the goal of attracting redevelopment proposals for certain properties in the Project No. 2 area. In preparing the offering documents, it was dis-

covered that no formal policy statement had been adopted for land disposition for Project No. 2. In the case of Project No. 1, the City Council on December 21, 1964, concurred in such a policy statement.

The policy statement for Project No. 2 is exactly the same as the policy previously approved for Project No. 1, with only the project numbers having been modified. Because it is desirable to have such a policy statement for reference in working with potential developers, and because the policy reflects the most desirable of federally mandated policies available, the Board requests your concurrence in this matter.

Sincerely,

BOARD OF URBAN
REDEVELOPMENT
Ronald G. Stonehouse,
Acting Secretary.

Referred to Committee on Redevelopment.

**THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON ANY OF THE
FOLLOWING RESOLUTIONS. YOU MAY
SPEAK ONLY FOR 3-MINUTES ON ANY
ONE RESOLUTION.**

No persons spoke.

RESOLUTIONS

By Committee on Public Service and Highways and Committee on Public Safety—

Resolved by the City Council of the City of Lansing:

That the low bid of Spartan Sign, Inc., for the construction of two (2) Pedestrian Overpasses, one at Miller Road and Woodgate and one at Wise Road and Newark, PS 75087, in the amount of \$72,345.00 be accepted.

An additional 15% in the amount of \$10,851.75 is hereby authorized to be encumbered by the Controller for contingencies, making the total encumbered amount under this Contract \$83,196.75.

After the award, the successful bidder shall be required to execute the contract as specified, within ten days after the prescribed forms are presented to him for signature as stipulated in Instruction to Bidders of the Contract.

Be It Further Resolved, that the Mayor and City Clerk be directed to execute a contract with the said Spartan Sign, Inc., on behalf of the City of Lansing according to the said bid presented and the specifications on file, upon approval of the contract, and of the bonds and insurance policies by the City Attorney, and upon certification of the City Controller as to the availability of funds.

Adopted by the following vote:

Unanimously.

By Committee on Public Service
and Highways—

Resolved by the City Council of the City
of Lansing:

That the Quit Claim Deed from Republic
Development Corporation for property de-
scribed as:

Commencing at the S. $\frac{1}{4}$ corner of
Section 6, T3N, R2W, City of Lansing,
Ingham County, Michigan, thence along
the N-S $\frac{1}{4}$ line of Section 6, N. $0^{\circ} 13'$
 $03''$ E. 330.07 ft. to the point of begin-
ning; thence N. $89^{\circ} 45' 31''$ W. 43.00
ft.; thence N. $0^{\circ} 13' 03''$ E. 2319.05 ft.;
thence along the E-W $\frac{1}{4}$ of Section 6,
S. $89^{\circ} 58' 41''$ E. 43.00 ft. to the center
of Section 6; thence along the N-S $\frac{1}{4}$
line of Section 6 (said line being co-
incident with the existing centerline of
Wise Road—66 ft. wide), S. $0^{\circ} 13' 03''$
W. 2319.26 ft. to the point of begin-
ning, and containing 2.2898 acres, be
accepted, and (Wise Rd. right-of-way).

Be It Further Resolved, that the City
Clerk be directed to have the said Deed
recorded with the Registrar of Deeds upon
approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee on Public Service
and Highways—

Resolved by the City Council of the City
of Lansing:

That the Quit Claim Deed from the Lan-
sing School District for property described
as:

A parcel of unplatted land 10 ft.
wide, parallel and adjacent to the East
right-of-way line of Wise Road, extend-
ing from the north right-of-way line
of Newark Avenue northerly approxi-
mately 1915 ft. to the E-W $\frac{1}{4}$ line of
Section 6, T3N, R2W, be accepted, and
(Wise Rd. right-of-way).

Be It Further Resolved, that the City
Clerk be directed to have the said Deed
recorded with the Registrar of Deeds upon
approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee on Public Service
and Highways—

Resolved by the City Council of the City
of Lansing:

That the Easement from the Lansing
School District, releasing and conveying
the right-of-way across and through the
following described property for the pur-

pose of construction of a pedestrian over-
pass at Newark and Wise Road, be ac-
cepted.

The west 10 ft. of the south 90 ft. of
the attached described property de-
scription, parallel and adjacent to the
east right-of-way line of Wise Road,
and

Be It Further Resolved, that the City
Clerk be directed to have said Easement
recorded with the Registrar of Deeds upon
approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee on Public Service
and Highways—

Resolved by the City Council of the City
of Lansing:

That the Deed between the Department
of Natural Resources for the State of
Michigan, and the City of Lansing, a Michi-
gan Municipal Corporation, for the follow-
ing tax reverted lands, be accepted.

- 1) Supervisor's Plat of Elmview—Lot 18
except that part Southwesterly of North-
erly right-of-way line I-96 (6800 blk.
Richard Rd.).
- 2) Supervisor's Plat of Radio Estates—Lot
94 (6400 blk. Hilliard Rd.).
- 3) Township 4 North, Range 2 West—Sec-
tion 31; commencing Northwest corner
Lot 48, Blueberry Hill Subdivision,
thence South $89^{\circ} 56'$ West 18.02 feet,
North $53^{\circ} 14' 50''$ East to West line
Placer Subdivision No. 1, South to be-
ginning (rear of 3620 Pleasant Grove).
All according to the plats thereof.

That the Mayor and City Clerk be au-
thorized to sign this document after the
approval as to form by the City Attorney,
and

That the City Clerk be directed to have
said document recorded with the Registrar
of Deeds upon the approval as to form by
the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee on Public Service
and Highways—

Resolved by the City Council of the City
of Lansing:

Whereas, it is the intent of the City of
Lansing to provide sanitary sewer service
and treatment outside its corporate limits,
and to those areas of Delta Township in-
cluded within the City's Official Pollution
Control Plan; and

Whereas, it appears to the Township and to the City that an extension of such service will be of mutual benefit to both governmental units; now, therefore, be it

Resolved, that the attached Agreement providing for the extension of sanitary sewer service and treatment are hereby approved, and the Mayor and City Clerk are hereby authorized to sign said Agreement after approval as to form by the City Attorney.

Approved as to form:

PETER HOUK,
City Attorney.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

That the City Council hereby approves the request for Proposal to Purchase Public Official Liability (Insurance) and, that upon approval of the Proposal by the City Attorney, the Mayor, City Clerk, and Mayor Pro Tem are hereby directed to sign said Proposal for the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing is constructing a new Michigan Avenue Bridge, and

Whereas, this bridge will be completed prior to July, 1976; and

Whereas, the Bicentennial of the United States of America is to be celebrated during the year of 1976; and

Whereas, The American Legion, Department of Michigan, has requested that this bridge be named, "The Michigan Veteran Memorial Bridge"; and

Whereas, the history of this nation has been closely linked to our armed forces; and

Whereas, this bridge is to be dedicated on July 17, 1976;

Now, Therefore, Be It Resolved, that in accordance with the request of The American Legion and as a part of Lansing's Bicentennial celebration, the Michigan Avenue bridge shall be named, "The Michigan Veteran Memorial Bridge."

Adopted by the following vote:

Unanimously.

By Committee on Planning—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council on April 1, 1974 authorized the Mayor and City Clerk, on behalf of the Planning Board, to enter into an agreement with Systems Research, Incorporated; and

Whereas, said agreement was properly executed and work begun; and

Whereas, the work performed has not been to the satisfaction of the Planning Board; and

Whereas, upon the advice of the Data Processing Department, the City Attorney has advised that said agreement be terminated;

Now, Therefore, Be It Resolved, that the City Council of the City of Lansing does hereby concur in the recommendation of the Planning Board that said agreement be terminated for cause.

Adopted by the following vote:

Unanimously.

By Committee on Redevelopment—

Resolved by the City Council of the City of Lansing:

That the City Council of the City of Lansing hereby concurs in the policy for disposition of land (copy of which is attached hereto) in Urban Renewal Project No. 2, as recommended by the Board of Urban Redevelopment.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and Properties—

Resolved by the City Council of the City of Lansing:

Whereas, it has been determined that additional floor space is required for the efficient operation of the traffic courts; and

Whereas, it has also been determined there exists a need for additional space for departmental expansion; and

Whereas, the property located at 117 North Washington Ave., more commonly known as the W. T. Grant Building is now available for purchase; and

Whereas, an Offer to Purchase has been prepared for submission to the owners of subject property at a purchase price within the fair market value as established by the City Assessor; and

Whereas, said Offer to Purchase has been approved by the City Attorney as to form; and

Whereas, time is of the essence in these negotiations;

Now, Therefore, Be It Resolved, that the Mayor and City Clerk are hereby authorized and directed to execute said Offer to Purchase on behalf of the City of Lansing for the purchase of subject property; and

Be It Further Resolved, that the Finance Director be hereby authorized and directed to issue a check in the amount of One Dollar (\$1.00) as the deposit to accompany the Offer to Purchase; and

Whereas, a sealed copy of said Offer is on file with the City Clerk.

Now, Therefore, Be It Resolved, that the terms of said Offer be made a matter of Public Record at the conclusion of the negotiations for the purchase of said property.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, it has been recommended by the Cable Television Technical Advisory Committee that certain design changes in the system, to be constructed by Continental Cablevision of Lansing, Inc., would be beneficial to the City of Lansing; and

Whereas, Continental Cablevision of Lansing, Inc., has submitted a proposed system design change; and

Whereas, said design change includes the use of converters; and

Whereas, Continental Cablevision of Lansing, Inc., has represented to the Council that the use of said converters would not result in an additional charge to the users of the system; and

Whereas, a public hearing has been held in the council chambers, after notice having been published in The State Journal, on the proposed amendment to the acceptance and guarantee of a cable television franchise; and

Whereas, the Council has determined, after reviewing the recommendation of the Cable Television Technical Advisory Committee, that the proposed changes are in the best interest of the City of Lansing since the system modifications will provide

for a greater service capability than that set forth in the initial franchise due to an advancement in the state of the art; and

Whereas, the City Council on February 6, 1975 concurred in the recommendation of the City Attorney that Continental Cablevision of Lansing, Inc., be excused from any delay in the construction of the system after that date until the Council acted on the proposed changes; and

Whereas, the Council is duly appreciative of the efforts of the Cable Television Technical Advisory Committee, both in reviewing the proposal currently before the Council and in its initial efforts in developing the cable television franchise; now, therefore, be it

Resolved, that the Mayor and City Clerk be directed to execute the proposed amendment to the acceptance and guarantee of a cable television franchise with Continental Cablevision of Lansing, Inc., after approval, as to form, by the City Attorney and upon receipt of a resolution from the Board of Directors of said company authorizing the president of Continental Cablevision of Lansing, Inc., to execute said amendment; and be it further

Resolved, that in any future determination of time periods for the purpose of determining the reasonableness of progress on behalf of Continental Cablevision of Lansing, Inc., in the construction of its franchise, that a period of sixty (60) days be granted in addition to those time periods previously specified; and be it further

Resolved, that the City Attorney be directed to prepare appropriate certificates of appreciation for each member of the Cable Television Technical Advisory Committee for their tireless efforts over the past several years, and that the Mayor and Clerk be directed to sign such certificates and affix the seal of the City of Lansing to the same.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has entered into an agreement with the Lansing Tri-County Regional Manpower Consortium to provide for the planning and delivery of manpower services pursuant to the Comprehensive Employment and Training Act of 1973, Title II, Public Service Employment Program; and

Whereas, the City of Lansing has granted a monetary raise in wages to Firemen; and

Whereas, the Title II contract has been modified to incorporate this raise;

Now, Therefore, Be It Resolved, that the City Council approve said modification.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has entered into an agreement with the Lansing Tri-County Regional Manpower Consortium to provide for the planning and delivery of manpower services pursuant to the Comprehensive Employment and Training Act of 1973, Title VI, Public Service Employment Program; and

Whereas, the City of Lansing has received additional funding from the Lansing Tri-County Regional Manpower Consortium in the amount of \$77,839.00; and

Whereas, the City of Lansing has modified their Title VI contract with the Lansing Tri-County Regional Manpower Consortium to incorporate these additional funds;

Now, Therefore, Be It Resolved, that the City Council approve said contract modification.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and New Way In, Incorporated, entered into a Contract effective from March 24, 1974 through March 24, 1975, to provide for a Community Re-Entry program; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and New Way In, Incorporated, mutually agreed on September 24, 1974, to amend said Contract; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and New Way In, Incorporated, mutually agreed on December 20, 1974, to again amend and extend said Contract through March 31, 1975; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and New Way In, Incorporated, do mutually agree to again amend and extend said Contract through April 30, 1975; and

Whereas, the proposed extension of said Contract through April 30, 1975, is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed amendment of said Contract on behalf of the City of Lansing after approval as to form by the City Attorney and after certification by the Director of Finance and the CDA Fiscal Officer as to the availability of funds.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City Council of the City of Lansing has received an application from New Way In, Incorporated, for L.E.A.A. funding through the State of Michigan Office of Criminal Justice Programs; and

Whereas, said application is being submitted to provide financial assistance to New Way In, Incorporated, for the purpose of providing a Young Offender Treatment Residence; and

Whereas, it is the intent of the City of Lansing when Community Development funds become available to provide \$5,164.00 to be used as a match with L.E.A.A. funds from the State of Michigan for said residence; and

Whereas, said application shall not be binding upon either the City of Lansing or New Way In, Incorporated, until Community Development funds become available and until the requisite final contracts have been approved; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said grant application on behalf of the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

Warwick Subd. No. 2

Whereas, the final plat of Warwick No. 2 Subdivision has been submitted for approval; and

Whereas, the Planning Board, pursuant to Act 285, P.A. 1981, as amended, has approved and recommended that the City Council approve the final plat subject to the following conditions:

- 1) That either an abstract of title holds along with an attorney's opinion as to its marketability or a certificate of

title insurance be submitted to the City Clerk prior to the signing of the plat and the affixing of the Municipal Seal.

- 2) That financial security be posted in the amount specified by the Public Service and Parks Department prior to the signing of the plat and affixing of the Municipal Seal.
- 3) That an underground electrical distribution system be installed subject to the Board of Water and Light rules and regulations; and

Whereas, the Planning Committee of the City Council and the Public Service and Highways Committee of the City Council have reviewed the report of the Planning Board and concur therewith; and

Whereas, the applicant has requested modification to the normal sidewalk requirements as shown on plans filed with the Planning Department and Public Service Department; and

Whereas, the Planning Committee of City Council and the Public Service and Highways Committee of Council have reviewed the sidewalk modification and recommend approval, providing that normal sidewalk installation by the property owner shall be required in the future if deemed necessary; and

Whereas, the proprietor of said plat is hereby advised that the required public improvement will require careful scheduling of the time of construction to insure the availability of funds for the city's share of any costs for the proposed improvements;

Now, Therefore, Be It Resolved, that the Final Plat of Warwick No. 2 Subdivision is hereby approved subject to the conditions outlined above and all conditions of previous approvals; and

Be It Further Resolved, that the City Clerk is directed to transcribe the Certificate of Approval of the Final Plat of Warwick No. 2 Subdivision.

Adopted by the following vote:

Unanimously.

By Committee on Planning—

Resolved by the City Council of the City of Lansing:

Whereas, a request has been made by Fine Bilt Homes, Inc., to allow construction of an entrance identification sign within the public right-of-way of Burnaway Boulevard at its intersection with Waverly Road, more specifically located within the east thirty-two (32) feet of the unpaved median of Burnaway Boulevard; and

Whereas, the Planning Department, the Parks and Recreation Department, and the

Traffic Department have received this request and recommend its approval, subject to the following conditions:

- 1) That the easterly most portion of the proposed sign shall not be less than twelve (12) feet from the east end of the median.
- 2) That the proposed sign be not more than four (4) feet in height, measured from grade, and that no artificial light be provided.
- 3) That Fine Bilt Homes, Inc., assume responsibility for initial installation and replacement of the sign. Further, that any damage, accidental or otherwise, shall be repaired by Fine Bilt Homes, Inc.
- 4) That Fine Bilt Homes, Inc., shall be responsible for the maintenance of the east thirty-two (32) feet of the unpaved median.
- 5) That Fine Bilt Homes, Inc., shall be responsible for the treatment around all posts with a herbicide as per the requirements of the product used and the Forestry Division of the Department of Parks and Recreation.
- 6) That if the sign and the area previously stipulated is not maintained and kept in good repair, the Department of Parks and Recreation may, after proper notice to Fine Bilt Homes, Inc., or its agents, remove the sign; and

Whereas, the Planning Committee of Council has reviewed the above report and concurs therewith;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing approves the construction of the proposed entrance identification sign subject to the above listed conditions.

Adopted by the following vote:

Unanimously.

By Committee on Planning—

Resolved by the City Council of the City of Lansing:

SUP-2-75

Parks in Flood Plain

Whereas, the Department of Parks and Recreation has requested a Special Use Permit for four (4) projects lying within the flood plain of the Grand River and Red Cedar River. The projects include the following:

- 1) A portaging/launching facility at Moores Park (Grand River)
- 2) A launching facility at River Street Park (Grand River)

3) A docking facility at Potter Park (Red Cedar River)

4) Starter House for the Sycamore Golf Course (Sycamore Creek)

Whereas, the Planning Board reviewed and approved these projects under Chapter 36, Article V of the Lansing Code of Ordinances. Said projects were approved as follows:

1) A portaging/launching facility at Moores Park,

2) A launching facility at River Street Park,

3) A docking facility at Potter Park.

These three projects were approved subject to the conditions of the Tydrological Survey Division of the Department of Natural Resources of the State of Michigan.

The project approved in the Sycamore Creek Flood Plain was a Starter House for the Sycamore Golf Course. According to the Flood Plain Ordinance, the main floor of this building will have to be elevated not less than three (3) feet above the 50-year frequency flood plain. Since the 50-year frequency flood plain in the area is approximately 831 feet, the main floor of this building should be elevated to at least 834 feet.

This project was also approved subject to certification from the Flood Control section of the Department of Natural Resources; and

Whereas, the Planning Committee of City Council, to whom was referred the report of the Planning Board, concurs therewith;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing ordains that the above described are hereby approved, subject to the conditions listed.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows:

ACT 51—MAJOR STREETS FUND

\$ 53,000.00 from Estimated Revenues
A/C 202-000-000-160

\$20,000.00 to Resurface Major Streets
A/C 202-452-010-974

20,000.00 to Trunkline Improvements
A/C 202-452-020-974

6,000.00 to Traffic Signs—Wages
A/C 202-459-000-706

1,000.00 to Traffic Signs—Street
A/C 202-459-000-786

3,000.00 to C & G Repair
A/C 202-464-030-930

1,000.00 to Bldg. Maint.—Equip.
Rental
A/C 202-473-000-943

2,000.00 to General Adm.—Audits
A/C 202-483-010-807

ACT 51—LOCAL STREETS FUND

\$ 88,300.00 from Estimated Revenues
A/C 203-000-000-160

\$70,000.00 to Resurface Local Streets
A/C 203-452-010-974

10,000.00 to Local Street Improve-
ments
A/C 203-452-030-974

5,000.00 to Recondition After
C & G
A/C 203-452-050-974

1,000.00 to Utility Pavement
Equipment
A/C 203-465-000-782

2,300.00 to General Adm.—Audits
A/C 203-483-010-807

CEMETERY FUND

\$ 2,350.00 to be interdepartmental transfers

2,200.00 from Estimated Revenues
A/C 209-000-000-160

\$ 2,200.00 to Major Road Repair
A/C 209-294-000-974

FEDERAL REVENUE SHARING FUND

\$ 1,861.00 to be interdepartmental transfers

SEWAGE DISPOSAL FUND

\$ 87,365.00 from Estimated Revenues
A/C 571-000-000-160

\$ 4,000.00 to Operating Supplies
A/C 571-548-000-740

3,000.00 to Engineering Service
A/C 571-548-000-816

10,000.00 to Insurance
A/C 571-548-000-912

60,000.00 to Maintenance of Equip-
ment
A/C 571-548-000-933

4,865.00 to New Vehicles
A/C 571-548-000-985

1,000.00 to Chemicals
A/C 571-548-010-743

1,500.00 to Operating Supp.—
Sewer Repairs
A/C 571-548-020-740

1,000.00 to Equip.—Rental—
Sewer Repairs
A/C 571-548-020-943

1,000.00 to Operating Supp.—
Taps & Yees
A/C 571-548-050-740

1,000.00 to Equipment Rental
A/C 571-548-050-943

MUNICIPAL PARKING SYSTEM FUND

\$ 36,220.00 to be interdepartmental transfers, and

20,343.00 from Estimated Revenues
A/C 585-000-000-160

\$ 6,605.00 to Office Expense
A/C 585-546-040-728

150.00 to Maintenance
A/C 585-546-060-937

500.00 to Custodial Service
A/C 585-546-270-811

5,500.00 to Insurance
A/C 585-546-270-910

1,500.00 to Maintenance
A/C 585-546-270-931

6,088.00 to Taxes
A/C 585-546-270-963

CIVIC CENTER FUND

\$ 2,835.00 to be interdepartmental transfers

SERVICE GARAGE FUND

\$ 38,500.00 from Estimated Revenues
A/C 641-000-000-160

\$ 4,000.00 to Utilities
A/C 641-932-000-920

20,000.00 to Operating Supp.—
Trucks
A/C 641-932-020-740

1,000.00 to Operating Supp.—
Sweeper
A/C 641-932-040-740

500.00 to Wages—Hourly
A/C 641-932-050-706

12,000.00 to Equip. Maint.—Tractor
A/C 641-932-050-933

1,000.00 to Operating Supp.—
Tractor
A/C 641-932-050-740

ASPHALT PLANT FUND

\$125,172.00 from Estimated Revenues
A/C 654-000-000-160

\$20,000.00 to Operating Supplies
A/C 654-929-000-740

172.00 to Insurance
A/C 654-929-000-912

25,000.00 to Plant Maintenance
A/C 654-929-000-930

80,000.00 to Raw Materials
A/C 654-929-000-749

DISTRICT COURT FUND

\$ 12,275.00 to be interdepartmental transfers

WORKMEN'S COMPENSATION FUND

\$ 2,000.00 to be interdepartmental transfers

STATE OWNED LEASED HOUSING

\$ 300.00 to be interdepartmental transfers

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,

Committee on Finance.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City
of Lansing:

That transfers be made as follows:

\$85,110.00 from Estimated Revenues
A/C 150-000-000-160

13,941.02 from Salaries—Public Service
A/C 160-441-000-702

16,801.80 from Salaries—Parks
A/C 160-691-000-702

4,645.39 from Salaries—Public School
A/C 160-741-000-702

10,718.09 from Salaries—Planning
A/C 160-802-000-702

1,392.65 from Salaries—CAMPS
A/C 160-819-000-702

\$ 4,718.76 to Salaries—Council
A/C 160-101-000-702

3,163.44 to Salaries—Mayor
A/C 160-173-000-702

12,543.88 to Salaries—Controller
A/C 160-201-000-702

5,030.54 to Salaries—Assessor
A/C 160-202-000-702

5,683.48 to Salaries—Attorney
A/C 160-203-000-702

1,003.63 to Salaries—Income Tax
A/C 160-231-000-702

510.95 to Salaries—Personnel
A/C 160-237-000-702

8,791.55 to Salaries—CDA Fed.
A/C 160-261-000-702

6,455.91 to Salaries—Housing
A/C 160-279-000-702

11,639.54 to Salaries—Police Adm.
A/C 160-304-000-702

1,017.70 to Salaries—Fire
A/C 160-338-000-702

18,509.45 to Salaries—CATA
A/C 160-550-000-702

28,235.57 to Salaries—LCC
A/C 160-732-000-702

3,156.26 to Salaries—Planning
A/C 160-809-000-702

14,755.76 to Salaries—Human
Relations
A/C 160-882-000-702

3,992.53 to Salaries—Central Stores
A/C 160-903-000-702

24.00 to Fringe Benefits—City
A/C 160-205-000-715

3,242.00 to Administration
A/C 160-205-000-956

134.00 to Travel
A/C 160-205-000-873

\$ 200.00 from Estimated Revenues
A/C 593-000-000-160

\$ 200.00 to Conferences & Work-
shops—Civic Center
A/C 593-540-000-864

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
Committee on Finance.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City
of Lansing:

That transfers be made as follows:

\$40,000.00 from Emergency Fund
A/C 101-940-000-962

\$40,000.00 to Tri-County Regional
Planning
A/C 101-934-175-969

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
Committee on Finance.

Adopted by the following vote:

Unanimously.

ZONINGS

By Councilman Gunther—

Whereas, it is deemed desirable to amend
the Classification provided for in the Zon-
ing Code of the City of Lansing, passed on
the 13th day of November, 1958, in the
following particulars, viz:

That property described as:

Z-11-75—Northeast corner of Remy
Drive and Mint Rd.

be rezoned from "H" Light Industrial Dis-
trict to "I" Heavy Industrial District and
the "Map" be changed to indicate such
transfer;

Therefore, Be It Resolved, that the City
Clerk shall give at least fifteen days notice
of a Public Hearing when all persons
interested may attend and make any ob-
jections they may have to such proposed
changes in said Zoning Code.

Resolved Further, that such hearing shall
be held at the Council Chamber in the
City Hall on the 21st day of April, 1975,
at 7:30 o'clock p.m., and that notice of
such hearing be published in the official
publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, it is deemed desirable to amend
the Classification provided for in the Zon-
ing Code of the City of Lansing, passed on

the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-10-75—1210 West Saginaw Street

be rezoned from "F" Commercial, "J" Parking and "B" One Family Residence Districts to "D" Apartment District and the "Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 21st day of April, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$3,906,992.05.

Signed:

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

INTRODUCTION OF ORDINANCES

The following ordinances of the City of Lansing, Michigan, providing that the code of ordinances be amended by:

- Revising Section 3-1 of code (Placing handbills, etc., in OR UPON automobiles, permission required).
- Revising Subsections A(1), B, D(4), E(3), E(4) and E(5) of section 9A-13 of said code (Building—unsafe or dangerous).

was introduced by Councilman Belen, read a first and second time by their titles and referred to the Committee on Ordinance and Contracts.

ORDINANCES

By Councilman Belen—

The Committee reported that it had considered ordinances providing that the Code of Ordinances, City of Lansing, Michigan, be amended by:

- Changing the name of a certain street in the City, to-wit: Juniper Drive from Briarfield north to end of Juniper Drive to be known as Illana Drive.
- Revising section 9-63 and subsection (5) of section 9-66 of said Code (The National Electrical Code of 1975).

and recommended that the ordinances be passed.

Carried.

ORDINANCE NO. 24A

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by changing the name of certain streets in the City of Lansing, to-wit: Juniper Drive from Briarfield north to end of Juniper Drive to be known as Illana Drive, be placed on order of immediate passage.

Carried.

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by changing the name of certain streets in the City of Lansing, to-wit: Juniper Drive from Briarfield north to end of Juniper Drive to be known as Illana Drive, be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 24A

An ordinance to change the name of certain streets in the City of Lansing, to-wit: Juniper Drive from Briarfield north to end of Juniper Drive.

The City of Lansing Ordains:

Section 1. That the name of Juniper Drive from Briarfield north to end of Juniper Drive shall be henceforth named and known as Illana Drive.

ORDINANCE NO. 385

(The National Electrical Code of 1975)

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising section 9-63 and subsection (5) of section 9-66 of said code, be placed on order of immediate passage.

Carried.

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising section 9-63 and subsection (5) of section 9-66 of said code, be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 385

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, BE AMENDED BY REVISING SECTION 9-63 AND SUBSECTION (5) OF SECTION 9-66 OF SAID CODE.

The City of Lansing Ordains:

Section 1. That Section 9-63 and subsection (5) of Section 9-66 of the Code of Ordinances of the City of Lansing, Michigan, be amended to read as follows:

Sec. 9-63. Adoption of Standards.

The National Electrical Code of 1975, hereinafter known as "The N.E.C.," adopted as the standard of the United States Standards Association, is hereby adopted as a part of this ordinance (Chapter) and printed copies shall be kept in the office of the City Clerk of the City of Lansing, available for inspection by and distribution to the public at all times.

Sec. 9-66. Permit, inspection fees.

All fees shall be paid in advance. Fees for electrical inspections shall be as follows:

(5) Electrical safety inspections of existing buildings, including a letter listing any corrections needed, shall be performed on receipt of a written request and by payment of a fee of \$10.00 for single residential buildings or \$10.00 per hour for other buildings.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

That Councilman May be excused from the session.

Carried.

By Councilmen Gunther, Blair—

Resolved by the City Council of the City of Lansing:

That the rule prescribed in Sec. 5.5 (g) of the Charter relative to considering business not on the agenda, be waived.

Carried.

Petition filed by General Motors Corporation for the vacating of a portion of Birch St. in connection with the construction of a new bridge over the Grand River at Birch St.

Referred to Planning Board and Public Service Board.

March 31, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

I have been contacted by the Office of U.S. Senator Robert Griffin notifying me that the City of Lansing now qualifies for approximately \$560,000 under the "Urgent Needs" category of the 1974 Community Development Act. This category was specially authorized in the legislation and it contained approximately \$50 million for the entire country. Our share of funds was calculated on a percentage allocation formula based upon a short-fall we experienced in the transition from our Planned Variations status under Model Cities to the new Community Development program. As you may be aware, \$1,873,000 was used from our first year entitlement under Community Development to fund the fifth action year of the Model Cities program.

This reservation means that the City must follow up with the appropriate application documents to HUD formally requesting these funds by May 15, 1975, according to the Federal Register containing the applicable regulations. I have requested Mr. Ralph Cascarilla, Acting Community Development Director, to work in conjunction with the City Council's Federal Program Coordinator, Mr. George Lokken, to

research this matter and formulate a specific course of action for the coming weeks.

The funds involved should be specifically considered as supplemental funds to those we anticipate under the Community Development Act.

Therefore, this matter should be ready for your consideration within the not too distant future.

Sincerely,
GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

March 28, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: B-75-306 Interior Carpentry

Gentlemen:

Three bids for interior carpentry repairs at the Old Dodge-Turner Mansion, 106 East North Street, Lansing, were opened at 3:00 P.M., E.S.T. on Tuesday, March 25, 1975.

Reitsma-Miller Construction\$6,793.60

McNeilly Construction Company....\$6,955.00

Jack H. Stutting Construction.....\$7,165.00

We recommend acceptance of the second low bid submitted by the McNeilly Construction Company in the amount of \$6,955.00. The low bidder made exceptions to the bid that would mean some of the repairs would not match existing materials that would be detrimental to the appearance of the interior.

Respectfully submitted,

VAUGHAN L. McKINCH,
Purchasing Director,

THEODORE J. HASKELL,
Parks and Recreation.

Referred to Committee on Parks and Recreation.

REPORT OF COMMITTEE

The Committee on PARKS AND RECREATION, to whom was referred the

recommendation of the Purchasing Director and the Director of Parks and Recreation that the bid submitted by McNeilly Construction Company in the amount of \$6,955.00 for interior carpentry repairs to the Old Dodge-Turner Mansion be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Director of Parks and Recreation.

Signed:

JAMES D. BLAIR,
JOEL I. FERGUSON,
Committee on Parks and
Recreation.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

Chris Baryames, 1731 Nottingham, spoke relative resolution adopted at the meeting of March 24, 1975, relative to the S. Washington Promenade and Parking Mall. Also the rezoning Z-57-74 on S. Waverly Rd.

Councilman Brenke announced there will be a Spring Pick-up in 3 locations on April 19, 26 and May 3—S. Washington Park, West Side Park on Stanley St. and at Marshall Field.

Anthony P. Nosal, 3703 Waverly Hills Rd., spoke relative to Budget that is before the Council and relative City Income Tax Ordinance 150.

Louis Baker, 2323 W. Holmes Rd., spoke relative widening of Holmes Road.

Al Hammond, 823 W. Jolly Rd., spoke relative buildings owned by City of Lansing and Lansing School District, should get together and make use of the facilities contained in each; also relative Peterson wood-chip business.

Council adjourned at 8:20 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

March 31, 1975

F/W

CITY CLERK'S OFFICE

Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE

U. S. POSTAGE

PAID

Permit No. 1461
Lansing, Michigan

245

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, April 8, 1975

CITY COUNCIL ROOMS

Lansing, Michigan
April 8, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Anas, Blair, Brenke, Ferguson, Gunther, May, McKane—7.

Absent: Councilman Belen—1.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Gunther.

Pledge of Allegiance was given by Councilman Gunther.

The record of the previous session was approved as printed.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

PUBLIC DRIVERS — Clio W. Egbert, Edward Estep, Ned E. Gessner, Michael K. Jarvis, Betty I. Kesson, Pasquale Perna, Marty J. Wade.

Referred to Committee on Ordinance and Contracts.

William J. Warner files final plat of Marscot Meadows No. 5 with filing fee.

Referred to Planning Board and Public Service Board.

Claims filed by:

George L. Bevers for damage to automobile due to street condition.

Richard D. Titus for damage to automobile due to salting of streets.

Mrs. George Nacke for damage to basement due to sewer backup.

Referred to City Attorney and Public Service Department.

J. W. Knapp Co. request permission to park a chuckwagon in front of store at 800 South Washington Ave. on April 18, 1975.

Referred to Committee on City Affairs.

Petition from students of 6th grade at Wainwright School in regard to proposed use of Topps Building.

Referred to Committee on Buildings and Properties and Committee on Parks and Recreation.

Letter from Beneicke and Krue Builders requesting reduction of sewer easement in portion of Glen Eden Subd.

Referred to Committee on Public Service and Highways.

Letter from Catherine Hoesfinger in regard to condition that exist due to dogs.

Referred to Ingham County Liaison Committee and Humane Society.

Letter from Mansfield Matthewson requesting establishment of a mini-bike park.

Referred to Committee on Parks and Recreation.

Copies of letters from the Mich. Liquor Control Commission in regard to renewal of Class "C" licenses sent to:

Bills Restaurant and Bar.

Bzurpys, Inc.

Received and placed on file with copy to Committee on Ordinance and Contracts.

Notice of letting of inter-county drain contract and review of apportionments for the Jones Branch of the Reynolds Drain.

Referred to Director of Public Service.

Department of Natural Resources submits State deed issued by Mich. Department of Natural Resources for recording.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEES

The Committee on ORDINANCE AND CONTRACTS approves the following applications for licenses:

PUBLIC DRIVERS — Chio W. Egbert, Edward Estep, Ned E. Gessner, Michael K. Jarvis, Betty I. Kesson, Pasquale Perna, Marty J. Wade.

Signed:

ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and Contracts.

By Councilman May—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of J. W. Knapp Company for permission to park a Chuck Wagon in front of the store in the first four parking spaces on the west side of the street immediately off Washtenaw on Friday, April 18, 1975, all day, reports as follows:

The Committee recommends permission be granted and that arrangements be made with the Parking Supervisor to reserve these four spaces on the day specified and also make reimbursement for revenue lost therefrom.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred the rezoning petition Z-56-74— for property at 716 Princeton St. from "C" Two Family Residence District to "DM" Multiple Family Residence District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred the rezoning petition Z-1-75—for property at 1100-1106 Jerome St. from "DM" Multiple Family Residence District to "J" Parking District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred the rezoning petition Z-3-75—for property at 4532-4620 Pleasant Grove Rd. from "A" One Family Residence District to "C" Two Family Residence District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred the rezoning petition Z-4-75—for property at 3115 West Jolly Rd. from "A" One Family Residence District to "C" Two Family Residence District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

April 2, 1975

Honorable Mayor and Members
of the Lansing City Council
Lansing, Michigan

Re: Claim of Richard L. Kemp for damage to car when it hit hole in street

Gentlemen:

Your City Attorney, to whom was referred the above claim, has made an investigation thereof and, on that basis, recommends that the claim be denied. The City did not have a reasonable amount of time to repair the hole after it first learned of the defect.

Respectfully submitted,

PETER HOUCK,
City Attorney.

By Councilman Anas—

That we concur in the recommendation of the City Attorney.

Carried.

March 31, 1975

To the Honorable Mayor
and Members of the Council
Gentlemen:

I am hereby submitting special assessment Roll No. 29-T, actual cost, for the cutting and removing of dead and hazardous trees from private property.

To Be Assessed—100%.....\$1,022.25

Respectfully submitted,

PAUL S. CREEVY,
City Assessor.

Received and placed on file.

March 26, 1975

Mayor Gerald W. Graves and
Members of City Council
Lansing City Hall
Lansing, Michigan 48933

Re: Amendment to Boundary Commission Act

Honorable Mayor Graves and
Members of City Council:

The Lansing Planning Board, at their meeting on March 18, 1975 reviewed an analysis of legislation that would amend

the State Boundary Commission Act, House Bill 4003 would amend the Act to provide that any annexation could be subject to referendum, regardless of the number of residents in the area. Presently no referendum is required when fewer than one hundred people reside in the area.

Another stipulation in House Bill 4003 would extend the time in which petitions could be gathered, causing a referendum. Furthermore the number of signatures required would be increased to 50% of the voters residing in the area. A petition for referendum can be initiated by voters in either (1) the area approved by the Commission for annexation, (2) the annexing city, or (3) the remainder of township.

It appears, on the surface, that this legislation is an attempt to democratize the annexation process. However, analysis of petitions and referendums on annexation issues since April 1971, shows that in all cases where petitions have been filed, the annexation has been overturned by the voters.

Based on this analysis, it is the opinion of the Planning Board that the enactment of House Bill 4003 would end home rule city annexations. The Board then, urges the Mayor and City Council to adopt a position in opposition to this legislation and communicate this stance to our area legislators.

Furthermore the Mayor and City Council should communicate this position to the Michigan Municipal League and urge their opposition to House Bill 4003. In addition the Planning Board recommends that the City Council establish an administrative committee to formulate recommendations regarding annexations and amendments to existing laws which will allow for the orderly growth and development of the City.

Respectfully submitted,

ALAN E. TUBBS,
Secretary of Planning Board.

Referred to Committee on Planning.

March 26, 1975

Honorable Mayor
and City Council
City Hall
Lansing, Michigan

Subject: B-75-300 Aviation Fuel

Gentlemen:

One bid for the purchase of aviation fuel for the Lansing Police Department Helicopter Unit was opened at 3:00 P.M., E.S.T. on Tuesday, March 18, 1975.

We recommend acceptance of the bid submitted by Construction Designs, Inc. for 65¢ per delivered gallon. Price subject to change upon thirty (30) day notification

consistent with any price increases imposed by supplier. State excise taxes will be added to invoice as required. Bid subject to thirty (30) cancellation notice if vendor in any manner disposes of aviation gasoline franchise.

Respectfully submitted,

VAUGHAN L. MCKINCH,
Purchasing Director,

THOMAS W. O'TOOLE,
Chief of Police.

Referred to Committee on Public Safety.

REPORT OF COMMITTEE

The Committee on PUBLIC SAFETY, to whom was referred the recommendation of the Purchasing Director and the Chief of Police that the bid submitted for the purchase of aviation fuel for the Police Department Helicopter Unit by Construction Designs, Inc., for 65¢ per delivered gallon, be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Chief of Police.

Signed:

TERRY J. MCKANE,
ROGER T. MAY,
JOEL I. FERGUSON,
WILLIAM A. BRENKE,
JOHN T. ANAS,
Committee on Public Safety.

By Councilman McKane—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

March 26, 1975

Honorable Mayor
and City Council
City Hall
Lansing, Michigan

Subject: B-75-301 Helicopter Maintenance Services

Gentlemen:

Three bids for helicopter maintenance services were opened at 3:00 P.M., E.S.T. on Tuesday, March 18, 1975.

Northland Helicopters	\$51,027.00
Siefert Aircraft Service	\$56,430.00
Capital City Aviation	\$56,834.82

We recommend acceptance of the low bid submitted by Northland Helicopters for the

1974 Hughes 269C (1201 hours) at \$32,427 and for the 1968 Hughes 269A1 (600 hours) at \$18,600, making the total amount authorized \$51,027.

Respectfully submitted,

VAUGHAN L. McKINCH,
Purchasing Director,

THOMAS W. O'TOOLE,
Chief of Police.

Referred to Committee on Public Safety.

REPORT OF COMMITTEE

The Committee on PUBLIC SAFETY, to whom was referred the recommendation of the Purchasing Director and the Chief of Police that the low bid submitted by Northland Helicopters for the maintenance of the helicopters for 1974 Hughes 269C (1201 hours) at \$32,427.00, and for the 1968 Hughes 269A1 (600 hours) at \$18,600.00, total amount \$51,027.00, be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Chief of Police.

Signed:

TERRY J. McKANE,
ROGER T. MAY,
JOEL I. FERGUSON,
WILLIAM A. BRENKE,
JOHN T. ANAS,
Committee on Public Safety.

By Councilman McKane—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

March 26, 1975

Honorable Mayor
and City Council
City Hall
Lansing, Michigan

Subject: B-75-302 Helicopter Insurance

Gentlemen:

Five bids for the purchase of Helicopter Liability and Hull Insurance were opened at 3:00 P.M., E.S.T. on Tuesday, March 8, 1975.

Metz-Spurbeck Ins. Agcy.	\$6,545.00
Lansing Ins. Agcy.	\$6,576.00
Financial Services Center	\$8,430.00
Lyman & Sheets Agcy.	\$9,825.00

Okemos Ins. Agcy., Inc. \$9,825.00

We recommend acceptance of the low bid submitted by the Metz & Spurbeck Insurance Agency for the 1974 Hughes 269C at \$4,150.00 and for the 1968 Hughes 269A1 at \$2,395.00 for a grand total of \$6,545.00.

Respectfully submitted,

VAUGHAN L. McKINCH,
Purchasing Director,

THOMAS W. O'TOOLE,
Chief of Police.

Referred to Committee on Public Safety and Committee on Finance.

REPORT OF COMMITTEE

The Committee on PUBLIC SAFETY and Committee on FINANCE, to whom was referred the recommendation of the Purchasing Director and the Chief of Police that the low bid submitted by the Metz & Spurbeck Insurance Agency for the 1974 Hughes 269C at \$4,150.00 and for the 1968 Hughes 269A1 at \$2,395.00 for a grand total of \$6,545.00, be accepted, reports as follows:

That the Committee concurs in the recommendation of the Purchasing Director and the Chief of Police.

Signed:

TERRY J. McKANE,
ROGER T. MAY,
JOEL I. FERGUSON,
WILLIAM A. BRENKE,
JOHN T. ANAS,
Committee on Public Safety,

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
Committee on Finance.

By Councilman McKane—

That the report of the Committees be adopted.

Adopted by the following vote:

Unanimously.

April 1, 1975

Honorable Mayor
and City Council
City Hall
Lansing, Michigan

Subject: B-75-310 Hamelon, Aurelius & Other Sewers, PS 58020

Gentlemen:

Five bids for the construction of the Hamelon, Aurelius and Other Storm and

Sanitary Sewers, PS 58020, were opened at 4:00 p.m., E.S.T. on Monday, March 31, 1975.

We recommend acceptance of the low bid submitted by the Barnhart & Son Construction Company in the amount of \$141,516.19 and an additional 15% for contingencies in the amount of \$21,227.43, making the total amount authorized \$162,743.62.

Respectfully submitted,

VAUGHAN L. MCKINCH,
Purchasing Director,

ROBERT R. BACKUS,
Public Service Director.

Referred to Committee on Public Service and Highways.

April 4, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

The Board of Public Service to whom was referred the request from Oldsmobile to vacate all that part of Birch Street, commencing at the Southeast corner of Block 1, Holmes & Sons Subdivision, thence S. 21° 46'10" E. 71.15 feet to a line connecting the Northeast corner of Block 2, Holmes & Sons Subdivision and the Northwest corner of Block 3, Albert E. Cowles Subdivision; thence Westerly along said line 26.38 feet to the Northeast corner of Block 2, Holmes & Sons Subdivision; thence Northerly 66 feet to the point of beginning, recommends that said request be granted.

Respectfully submitted,

BARBARA GARLOCK,
Secretary.

Referred to Committee on Public Service and Highways and Committee on Planning.

April 4, 1975

ROW-2-75

Vacation of Birch Street

Honorable Mayor and

Members of City Council

Gentlemen:

The Planning Board, at their meeting of April 1, 1975, recommended to City Council that the City discontinue and permanently vacate the following segment of public street within the City of Lansing, Ingham County, Michigan described as:

All that part of Birch Street described as; commencing at the southeast corner

of Block 1, Holmes & Sons Subdivision; thence south 21°46'10" East 71.15 feet to a line connecting the Northeast corner of Block 2, Holmes & Sons Subdivision and the Northwest corner of Block 3, Albert E. Cowles Subdivision; thence westerly along said line 26.38 feet to the northeast corner of Block 2, Holmes & Sons Subdivision; thence northerly 66 feet to the point of beginning, City of Lansing, Ingham County, Michigan.

The Board believes, based on testimony and evidence, that the public street (Albert Street) that was adjacent to the east and west of this site has been vacated. The Board believes that this street vacation is in keeping with the overall development policies of this area.

This recommendation was made by a 7 yeas, 1 abstention vote. There was no objection to this request.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

April 3, 1975

LS-6-75

5200 block, South Wexford

Honorable Mayor and

Members of City Council

Gentlemen:

The Planning Board, at their April 1, 1975 meeting, recommended to the City Council that the proposed lot split by James A. Griffin in the 5200 block of Wexford Road be approved.

The lot split is located on Lot 19, except the south 60 feet thereof, of Maple Grove Farms No. 1. The existing lot measures 708.5 feet in length, 110 feet in width, and has an approximate area of 77,935 square feet. The proposed lot split would create two lots, each measuring 708.5 feet in length, 55 feet in width, with an approximate area of 38,967.5 square feet.

This recommendation was made by a 7 yeas, 1 opposed vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

April 3, 1975

Z-12-75

1125 Victor Avenue

Honorable Mayor and

Members of City Council

Gentlemen:

The Planning Board, at their meeting, recommended to City Council that the peti-

tion by Val DeRosa of the Warehouse Development Company to rezone property at 1125 Victor Avenue from "B-1" Family Residential District to "F" Commercial District be denied.

This requested rezoning would allow the existing "F" Commercial District to intrude even further into a residential neighborhood, which is contrary to good zoning policy. The boundaries of the site are acceptable as boundaries of this zone to the southeast, but not to the north, particularly not to the west. It must be pointed out that his lot could be used for any commercial use if the zoning is granted; not just the use proposed by the petitioner.

The existence of such commercial districts is sometimes used by abutting property owners to justify requests for similar rezonings. This is particularly true if the site is developed to a high density commercial use. Further, there is vacant land to the east of Kelly Brook Drive that is zoned commercial and could be used for this proposed use by the petitioner. The proposed location of the sign is not directly visible to the major street (Logan Street) and would therefore provide little direction to the person or persons seeking access to the warehouse facility. It would seem more appropriate to maintain identification from Logan Street and simply indicate that the wholesale establishment is located off of Victor Avenue on Kelly Brook Lane.

It is further pointed out that much time and discussion took place at the time Kelly Brook Lane was endorsed as a public street. The discussion with the developer centered around existing land development on Victor and why it was necessary to maintain the residential character of Victor Avenue.

There were four (4) people present at the public hearing in opposition to the requested rezoning.

This recommendation was by unanimous vote of the Board.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING RESOLUTIONS — YOU MAY SPEAK ONLY FOR 3-MINUTES ON ANY ONE RESOLUTION.

No persons spoke.

RESOLUTIONS

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That the low bid of Barnhart & Son Construction Company for the Hamelon--Aurelius & Others—Storm & Sanitary Sewers, PS 85020, in the amount of \$141,516.19, be accepted.

An additional 15% in the amount of \$21,227.43 is hereby authorized to be encumbered by the Controller for contingencies, making the total encumbered amount under this Contract, \$162,743.62.

After the award, the successful bidder shall be required to execute the contract as specified within ten days after the prescribed forms are presented to him for signature as stipulated in "Instruction to Bidders" of the Contract.

Be It Further Resolved That the Mayor and City Clerk be directed to execute a contract with the said Barnhart & Son Construction Company on behalf of the City of Lansing according to the said bid presented and the specifications on file, upon approval of the contract, and of the bonds and insurance policies by the City Attorney, and upon certification of the City Controller as to the availability of funds.

Adopted by the following vote:

Unanimously.

By Committees on Public Service & Highways, and Public Safety—

Resolved by the City Council of the City of Lansing:

That the low bid of Kenrich Construction, Inc. for the CATA Building—Office Alterations, PS 36123, in the amount of \$112,301.00, be accepted.

After the award, the successful bidder shall be required to execute the contract as specified within ten days after the prescribed forms are presented to him for signature as stipulated in "Instruction to Bidders" of the Contract.

Be It Further Resolved That the Mayor and City Clerk be directed to execute a contract with the said Kenrich Construction, Inc. on behalf of the City of Lansing according to the said bid presented and the specifications on file, upon approval of the contract, and of the bonds and insurance policies by the City Attorney, and upon certification of the City Controller as to the availability of funds.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, in order to best serve the citizenry, municipal government must be oper-

ated with efficiency and in an orderly fashion; and

Whereas, the efficiency and order with which government carries out its public functions could not exist without records and procedures; and

Whereas, the keepers of the records are those who work with these procedures each day, the Municipal Clerks of our cities, towns and villages; and

Whereas, they strive constantly to improve the administration of affairs of the office consistent with applicable laws and through sound management practices to produce continued progress and so fulfill their responsibilities to the community;

Now, Therefore, we, as Mayor and City Council of the City of Lansing do hereby resolve that the second week in May be designated as Municipal Clerk's Week and that a copy of this resolution be forwarded to Mr. Kenneth Lybolt, President of the International Institute of Municipal Clerks and Mr. James R. Bienvenu, International Chairman of the Municipal Clerk's Week Committee.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

SJ-6-73

2209-2215 North East Street

This is a request by John K. Cogger, Vice President of Michigan National Bank, to allow for the erection of a new identification sign for the Michigan National Bank facility located in the 2209-2215 section of North East Street on property more particularly described as:

2209—Commencing at intersection west line North East Street and south line of Thomas Street; thence south on west line of North East Street 100 feet, west 114.34 feet to east line of North Larch Street, northeast lying on east line of North Larch Street 104.56 feet to south line of Thomas Street, east 83.8 feet to point of beginning, Section 4, T4N, R2W.

2215—Lots 3 and 4, except land used for street purposes, Paynters Heights Subdivision.

The proposal in this case is to remove two (2) existing pole-mounted identification signs from the premises on the south side of Thomas Street, and erect one (1) new pole-mounted identification sign for Michigan National Bank on the parking area lying north of Thomas Street. The site where the sign is proposed to be erected is zoned "J" Parking; and this

request is being made in accord with Section 36-41(9) (a) of the Zoning Code.

Whereas the Planning Department has reviewed this request in accord with Section 36-41(9) of the Zoning Code, and recommends approval subject to final site location being reviewed and approved at the time a sign permit is applied for; and

Whereas the Planning Committee of Council, to whom was referred the report of the Planning Department, concurs therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the erection of a free-standing sign be permitted in the "J" Parking District on the above described property, in accord with the Planning Department recommendations.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

ROW-2-75

Vacation of a portion of Birch Street

Whereas a request by Donald A. Hines, Attorney for General Motors Corporation, has been submitted to City Council and the City of Lansing to discontinue and permanently vacate the following segment of public street within the City of Lansing, Ingham County, Michigan; described as follows:

All that part of Birch Street described as: commencing at the southeast corner of Block 1, Holmes & Sons Subdivision; thence south 21°46'10" east 71.15 feet to a line connecting the northeast corner of Block 2, Holmes & Sons Subdivision and the northwest corner of Block 3, Albert E. Cowles Subdivision; thence westerly along said line 26.38 feet to the northeast corner of Block 2, Holmes & Sons Subdivision; thence northerly 66 feet to the point of beginning. City of Lansing, Ingham County, Michigan.

Whereas the request was referred to the Planning Board and Public Service Board who reviewed and approved the request; and

Whereas the Planning Committee and Public Service and Highway Committee of Council reviewed the report of the Planning Board and Public Service Board, and concur therewith;

Now, Therefore, Be It Resolved that the City Clerk of the City of Lansing, within thirty (30) days hereafter, shall forward and certify a copy of this resolution to the State Treasurer of the State of Michigan and a certified copy to the Registrar of Deeds of Ingham County for recording, and

upon receipt and proof of the recording by the City Clerk, the above referred to portion of street be vacated.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, The City of Lansing, through the Lansing City Demonstration Agency, and the Capital Area Transportation Authority, entered into a Contract on May 9, 1973, effective from March 19, 1973, through March 18, 1974, to provide bus service in the Model Cities Neighborhoods and in the Central Business District; and

Whereas, pursuant to said Contract, the City of Lansing agreed to pay the Capital Area Transportation Authority a total not to exceed \$250,843.00 for expenses incurred in operating the Model Cities Neighborhood Service, of which 25.23% was to be provided through a State of Michigan Bureau of Transportation Grant, and 74.77% through the City Demonstration Grant; and

Whereas, pursuant to said Contract, the City of Lansing agreed to pay the Capital Area Transportation Authority a total not to exceed \$152,826.00 for expenses incurred in operating the Central Business District Service, of which 27.73% was to be provided through the above mentioned state grant, 29.35% through the City Demonstration Grant, and 42.92% from other city revenues; and

Whereas, the Capital Area Transportation Authority has engaged the independent auditing firm of Seidman and Seidman to render an opinion on their financial statements for a period ending during this Contract; and

Whereas, Seidman and Seidman are unable to determine whether certain expenses incurred by the Capital Area Transportation Authority may be properly reimbursed under this Contract, and hence are unable to render said opinion until the position of the City of Lansing regarding these expenses is delineated; and

Whereas, pursuant to said Contract, the Capital Area Transportation Authority did agree to carry out these services in accordance with policies, procedures, and requirements as prescribed by the Bureau of Transportation and the Department of Housing and Urban Development; and

Whereas, The Capital Area Transportation Authority received Emergency Employment Act funds under a subcontract with the City of Lansing; and

Whereas, employees hired under said E.E.A. funding did operate buses on the Model Cities Neighborhood Service and the Central Business District Service; and

Whereas, said Contract restricted the Capital Area Transportation Authority to \$3.84 per hour wages for drivers, \$4.42 per hour wages for mechanics, and \$3.92 wages for mechanic's helpers; and

Whereas, contracts between the Capital Area Transportation Authority and the Amalgamated Transit Union required a higher hourly rate of compensation due to a cost-of-living clause; and

Whereas, compliance with the Department of Housing and Urban Development regulations required that overtime be paid for hours worked in excess of eight per day, thus causing the Capital Area Transportation Authority to exceed the limits of compensation defined in their contract with the City of Lansing; and

Whereas, the Capital Area Transportation Authority did operate diesel buses on the Model Cities Neighborhood Service when propane buses were not functioning; and

Whereas, this demonstration project was replaced by an expanded area-wide service on March 4, 1974, incorporating much of the demonstration area; and

Whereas, although total expenditures for the Model Cities Neighborhood Service did not exceed the \$250,843.00 provided in the Contract, the following costs would be considered ineligible as they do not conform with budget allocations, unless they are ratified by the City Council of the City of Lansing:

Item	Budgeted	Expended
Vehicle Parts	\$ 4,800.00	\$ 2,241.06
Propane/Gas/Oil	13,750.00	9,866.87
Printing Costs	1,500.00	3,169.12
Consumable Supplies and Equipment	1,200.00	1,821.12
Miscellaneous (Including charges for diesel buses on MCN)	7,272.00	9,109.10
TOTAL	\$28,522.00	\$26,207.27

and

Whereas, although total expenditures for the Central Business District Service did not exceed the \$152,826.00 provided in the Contract, the following costs would be considered ineligible as they do not conform with budget allocations, unless they are ratified by the City Council of the City of Lansing:

Item	Budgeted	Expended
Vehicle Insurance	\$ 7,200.00	\$ 7,213.59
Miscellaneous	4,519.00	382.09
TOTAL	\$11,719.00	\$ 7,595.68

Now, Therefore, Be It Resolved, that the City of Lansing does not agree to the inclusion of wages or fringe benefits paid by the Capital Area Transportation Authority in the performance of this Contract which have previously been reimbursed with E.E.A. funds as project costs pursuant to this Contract, as such inclusion is not allowed by regulations issued by the State of Michigan and the Department of Housing and Urban Development; and

Be It Further Resolved, that the City of Lansing does not agree to the inclusion of any expenses incurred subsequent to March 18, 1974, as project costs pursuant to this Contract; and

Be It Further Resolved, that the City of Lansing does agree to the inclusion of wages paid in executing this Contract, except as excluded above, at the rates determined by contracts between the Capital Area Transportation Authority and the Amalgamated Transit Union, and of overtime premiums paid, as project costs pursuant to this Contract; and

Be It Further Resolved, that the City of Lansing does agree to the inclusion of vacation pay as computed on an accrual basis from the first day to the last day of actual operations of the Model Cities Neighborhood Service as project costs pursuant to this Contract; and

Be It Further Resolved, that the City of Lansing does agree to the inclusion of expenses for operating diesel buses on the Model Cities Neighborhood Service, at a rate per mile not in excess of the average operating costs for diesel buses in operation during the period of this Contract, exclusive of wages and fringe benefits, as project costs pursuant to this Contract; and

Be It Further Resolved, that the City of Lansing agrees to the inclusion of the amount of \$12,000.00, a portion of the total cost of printing route maps for the bus program commencing March 4, 1974, as project costs pursuant to the budget for Central Business District Service Public Relations provided in the Contract; and

Be It Further Resolved, that the City of Lansing agrees that the City's general revenue portion of the Central Business District Service project costs are due and will be paid upon completion of an audit of this project by Seidman and Seidman, except for \$18,000.00 which the Capital Area Transportation Authority has already received as an advance for this project; and

Be It Further Resolved, that the City Council of the City of Lansing hereby authorizes and ratifies the expenditures delineated above, provided that the City of Lansing does not agree to reimburse under this Contract, the Capital Area Transportation Authority for any of the State of Michigan's share of project costs disallowed by the Bureau of Transportation due to the failure of the Capital Area Transportation Authority to comply with state regulations.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Community Child Care and Development Association, Small Folks Development Association, Small Folks Development Center, Inc., Friendship Day Care Center, Inc., Happy Day Children's Center, Inc., and Humpty Dumpty Nursery entered into a Contract on September 11, 1974, effective from July 1, 1974 through September 30, 1974, to provide for a Child Care and Development Program; and

Whereas, pursuant to said Contract, the City of Lansing agreed to pay the Community Child Care and Development Association a total not to exceed \$10,853.00 and in accordance with budgetary provisions of the contract; and

Whereas, Seidman & Seidman, Certified Public Accountants, have found that the total expenditures exceeded the total Contract budget by approximately \$400.00 and have, in addition, determined that unless ratified by the City Council of the City of Lansing, the following expenditures should be considered as ineligible costs because they do not conform with the budget Contract allocations:

	Budgeted	Expended
Acct. No.—9001 Mgmt. Personnel	\$5,973.00	\$6,113.00
Acct. No.—9003 Clerical Personnel	2,250.00	2,303.00
Acct. No.—9057 Fringe Benefits	820.00	636.00
Acct. No.—9103 Legal Services	100.00	—0—
Acct. No.—9107 Consultant & Contract Serv.	—0—	292.00
Acct. No.—9401 Office Supplies	200.00	75.00
Acct. No.—9413 Education Supplies	300.00	155.00
Acct. No.—9611 Insurance	—0—	129.00
Acct. No.—9623 Fees	60.00	—0—
TOTAL	\$9,703.00	\$9,703.00

Now, Therefore, Be It Resolved, that the City of Lansing hereby authorizes and ratifies the expenditures and budget transfers of the Community Child Care and Development Association delineated above.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and Happy Day Children's Center, Inc., entered into a Contract on October 21, 1974, effective from October 1, 1974 through June 30, 1975; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and Happy Day Children's Center, Inc., mutually agreed on January 9, 1975 to amend said Contract; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and Happy Day Children's Center, Inc., do mutually agree to again amend said Contract; and

Whereas, the proposed amendment of said Contract is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed amendment of said Contract on behalf of the City of Lansing after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Northside Athletic and Recreation Club entered into a Contract effective from July 1, 1974 through September 30, 1974; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Northside Athletic and Recreation Club mutually agreed to amend and extend said Contract for the period from July 1, 1974 through June 30, 1975; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Northside Athletic and Recreation Club do mutually agree to again amend said Contract; and

Whereas, the proposed amendment to said Contract is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed Contract on behalf of the City of Lansing after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Ingham County Health Department entered into a Contract dated July 29, 1974, effective from July 1, 1974 through September 30, 1974 for Health Services; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Ingham County Health Department did mutually agree to extend said Contract through October 31, 1974; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Ingham County Health Department did mutually agree to amend and again extend said Contract through June 30, 1975; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Ingham County Health Department do mutually agree to again amend said Contract; and

Whereas, the proposed amendment of said Contract is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed amendment of said Contract on behalf of the City of Lansing after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing Model Cities Housing Assistance Foundation/Community Resource Center entered into a Contract October 17, 1974, effective from October 1, 1974 through June 30, 1975; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing Model Cities Housing Assistance Foundation/Community Resource Center do mutually agree to amend said Contract; and

Whereas, the proposed amendment of said Contract is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed amendment of said Contract on behalf of the City of Lansing after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Community Mental Health Board entered into a Contract on September 6, 1974, effective from July 1, 1974 through June 30, 1975; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Community Mental Health Board do mutually agree to amend said Contract; and

Whereas, the proposed amendment of said Contract is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed amendment of said Contract on behalf of the City of Lansing after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and Small Folks Development Center, Inc., entered into a Contract on October 1, 1974, effective from October 1, 1974 through June 30, 1975; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and Small Folks Development Center, Inc., amended said Contract on January 13, 1975; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and Small Folks Development Center, Inc., do mutually agree to again amend said Contract; and

Whereas, the proposed amendment of said Contract is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed amendment of said Contract on behalf of the City of Lansing after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and Humpty Dumpty Nursery entered into a Contract on October 14, 1974, effective from October 1, 1974 through June 30, 1975; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and Humpty Dumpty Nursery do mutually agree to amend said Contract; and

Whereas, the proposed amendment of said Contract is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed amendment of said Contract on behalf of the City of Lansing after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows:

\$ 4,600.00	from Salaries—Finance	
	A/C 101-230-000-702	
\$ 4,600.00	to Salaries—	
	Internal Audit	
	A/C 101-105-000-702	
\$ 98,565.00	from Estimated Revenues	
	A/C 150-000-000-160	
\$ 57,125.00	to Contract Services	
	A/C 152-325-002-818	
33,060.00	to Operat. Expense	
	A/C 152-325-002-740	
8,380.00	to Equipment	
	A/C 152-325-002-977	
\$134,182.00	from Estimated Revenues	
	A/C 150-000-000-160	
\$116,118.00	to Personnel	
	A/C 153-307-003-702	
17,264.00	to Travel	
	A/C 153-307-003-873	
400.00	to Operat. Supplies	
	A/C 153-307-003-740	
400.00	to Equipment	
	A/C 153-307-003-977	
\$124,543.00	from Estimated Revenues	
	A/C 150-000-000-160	
\$114,722.00	to Personnel	
	A/C 153-311-003-702	
3,961.00	to Travel	
	A/C 153-311-003-873	

3,810.00 to Operat. Supplies
A/C 153-311-003-740

2,050.00 to Equipment
A/C 153-311-003-977

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City
of Lansing:

That transfers be made as follows:

\$134,291.00 from Fund Balance—
General Fund
A/C 101-000-000-390

\$67,091.00 to Investigation
Coordination Unit
Year Three—
City Share
A/C 101-934-140-969

62,272.00 to Crime Prevention
Unit Year Three—
City Share
A/C 101-934-150-969

4,928.00 to Police Helicopter
Unit—Year Two—
City Share
A/C 101-934-155-969

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT III

By Committee on Public Service and
Highways—

Resolved by the City Council of the City
of Lansing:

That the special assessment roll for
Storm and Sanitary Sewers:

Assessment Roll No. 250

PS 64106 San.

Property Benefited: Ingham Street from
Hillcrest Street to 200 ft. south of Fielding
Drive excepting all public streets and alleys
and other lands deemed not benefited.
(Note: This re-construction due to abandon-
ment of Greenbelt Pumping Station.)

Assessment Roll No. 250

PS 64106 San.

Property Benefited: Fielding Drive (2700
blk.) from north intersection of Ingham
St. to south intersection of Ingham St. ex-
cepting all public streets and alleys and
other lands deemed not benefited. (Note:
This re-construction due to abandonment of
Greenbelt Pumping Station.)

Assessment Roll No. 250

PS 75086 San.

Property Benefited: All lands fronting on
Newark St. from S. Logan St. southeasterly
to serve 2025 & 2031 Newark St. excepting
all public streets and alleys and other lands
deemed not benefited.

Assessment Roll No. 250

PS 77057 St. & San.

Property Benefited: All lands fronting on
Aurelius Rd. from Jolly Rd. south to serve
5500 Aurelius Rd. excepting all public
streets and alleys and other lands deemed
not benefited

The revised estimated expense of said im-
provements based upon construction bids
are as follows:

Project number PS 58020

Assessment Roll No. 250

STORM

Intersection and
City Contribution\$ 19,794.78

Assessable to Property Owners.... 42,551.57

Total Project Cost\$ 62,346.35

SANITARY

Intersection and
City Contribution\$ 74,047.38

Assessable to Property Owners.... 32,291.70

Total Project Cost\$106,339.08

STUBS

Intersection and City Contribution	\$ 0.00
Assessable to Property Owners....	1,134.00
Total Project Cost	\$ 1,134.00

TOTAL SANITARY

Intersection and City Contribution	\$ 74,047.38
Assessable to Property Owners....	33,425.70
Total Project Cost	\$107,473.08

returned by the City Assessor be received and placed and file, and the City Clerk be directed to publish a notice thereof by publication in a local newspaper five days in accordance with Section 28-17, of Chapter 28 of the Code of Ordinances.

Resolved further, that the City Council will meet at the Council Rooms on Monday, the 28th day of April, 1975 at 7:30 o'clock p.m. for the purpose of reviewing said assessment roll.

I hereby certify that funds are available and encumbered for the City of Lansing's share of said project.

All projects are a part of the Hamelon, Aurelius and Other Storm and Sanitary Sewers Contract, PS 75087.

EDWARD PERRY,
Deputy City Controller.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT V

Committee on Public Service and
Highways—

Resolved by the City Council of the City of Lansing:

That the supplementary special assessment roll for Cutting and Removing Dead and Hazardous Trees from Private Property.

Assessment Roll No.—29-T

Location—

216 S. Clemens Ave.

1310 W. Shiawassee St.

Vacant Lot W. Hillsdale St.

Vacant Lot Cooper Road

as returned by the City Assessor be and the same is hereby ratified and confirmed, and that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to refund to all persons who have paid said tax as originally as-

essed the pro rata amount of difference as shown in said supplementary roll, and collect all unpaid tax as shown on said roll on or before July 7, 1975.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 21st day of October, 1974, this Council was petitioned to change the following described property from "C" Two Family Residence District to "DM" Multiple Family Dwelling District all as set forth in the Zoning Code of this City, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 23rd day of December, 1974, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-56-74 — 716 Princeton,

more particularly described as:

The west 79.215 feet of Lot 67,
Englewood Park Addition, City of Lansing,
Ingham County, Michigan,

from "C-2" Family Residential District to "DM" Multiple Family District.

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised the City Council to deny this request; and

Whereas the Planning Committee of Council, to whom was referred the report of the Planning Board, did not concur therewith, but recommended that the petition be approved;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "C-2" Family Residential District to "DM" Multiple Family District be approved.

Adopted by the following vote:

Yeas: Councilmen Anas, Brenke, Ferguson, Gunther, May, McKane—6.

Nays: Councilman Blair—1.

By Councilman Gunther—

Whereas, by petition duly filed on the 27th day of January, 1975, this Council was petitioned to change the following described property from "DM" Multiple Family Dwelling District to "J" Parking District all as set forth in the Zoning Code of this City, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 31st day of March, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-1-75—1100, 1102, 1104, 1106 Jerome Street,

more particularly described as:

Lots 4 and 5 of the amended plat of Downer's Sunnyside Addition to the City of Lansing, Ingham County, Michigan,

from "DM" Multiple Dwelling District to "J" Parking District.

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised the City Council to approve this request; and

Whereas the Planning Committee of Council, to whom was referred the report of the Planning Board, concurred therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "DM" Multiple Family Dwelling District to "J" Parking District be approved.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 3rd day of February, 1975, this Council was petitioned to change the following described property from "A" One Family Residence District to "C" Two Family Residence District all as set forth in the Zoning Code of this City, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 31st day of March, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-3-75 — 4500, 4600 block South Pleasant Grove Road (west side),

more particularly described as:

Parcel A—Part of the northeast $\frac{1}{4}$ of the southeast $\frac{1}{4}$, Section 31, T4N, R2W, City of Lansing, Ingham County, Michigan, described as: Beginning on

the east line of Section 31, 1724.69 feet, N00°36'36" east of the southeast corner of Section 31; thence continuing N00°36'36" east, 90.00 feet along said east line; thence N89°56'27" west, 190.00 feet; thence S00°36'36" west, 90.00 feet; thence S89°56'27" east, 190.00 feet to the point of beginning. Containing 0.392 acres more or less. Subject to the use of the easterly 33.0 feet thereof as Pleasant Grove Road.

Parcel B—Part of the northeast $\frac{1}{4}$ of the southeast $\frac{1}{4}$ of Section 31, T4N, R2W, City of Lansing, Ingham County, Michigan, described as: Beginning on the east line of Section 31, 1544.69 feet, N00°36'36" east of the southeast corner of Section 31; thence continuing N00°36'36" east, 180.00 feet along said east line; thence N89°56'27" west, 190.00 feet; thence S00°36'36" west, 180.00 feet; thence S89°56'27" east, 190.00 feet to the point of beginning. Containing 0.785 acres more or less. Subject to the use of the easterly 33.0 feet thereof as Pleasant Grove Road,

from "A-1" Family Residential District to "C-2" Family Residential District.

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised the City Council to approve this request and that the developer be encouraged to increase the front yard setback, with the idea of reducing the adverse affects of Pleasant Grove Road; and

Whereas the Planning Committee of Council, to whom was referred the report of the Planning Board, concurred therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "A-1" Family Residential District to "C-2" Family Residential District be approved; and that, the developer be encouraged to increase the front yard setbacks.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 3rd day of February, 1975, this council was petitioned to change the following described property from "A" One Family Residence District to "C" Two Family Residence District all as set forth in the Zoning Code of the City, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 31st day of March, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-4-75 — 3100 block West Jolly Road
(south side),

more particularly described as:

The east 60 feet of the north 240 feet of Lot 52, Maple Grove Farms, No. 1, City of Lansing, Ingham County, Michigan,

from "A-1" Family Residential District to "C-2" Family Residential District.

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised the City Council to approve this request, and the developer be encouraged to increase the front yard setback from Jolly Road, which improves the living environment for residents along this major street; and

Whereas the Planning Committee of Council, to whom was referred the report of the Planning Board, concurred therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "A-1" Family Residential District to "C-2" Family Residential District be approved; and that the developer be encouraged to increase the front yard setback from Jolly Road.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$3,604,983.76.

Signed:

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

That Councilman Belen be excused from the session.

Carried.

Council adjourned at 8:05 P.M.

THEO FULTON
City Clerk.

Lansing, Michigan

April 8, 1975

F/M/B

Address Correction Requested

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OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, April 14, 1975

CITY COUNCIL ROOMS

Lansing, Michigan
April 14, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves

Present: Councilmen Anas, Belen, Blair, Brenke, Ferguson, Gunther, May, McKane—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Gunther.

Pledge of Allegiance was given.

The record of the previous session was approved as printed.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

AUCTIONEER — K.A.L., Incorporated.

HEATING and AIR CONDITIONING — Art's Heating & Air Cond., B & B Refrigeration Sales and Service Inc., Frank Basel, Gibson Heating, Inc., A B C Heating Company, Leslie Kitchen, Chasco Plumbing and Heating, Ray Cook Plumbing and Heating, Bassler Company, Dale Weber, Sears, Roebuck and Co.

ELECTRICAL CONTRACTORS — Warfield Electric Co.

DRAY — Claude Earl Simmons.

THEATRE LICENSE — Gladmer, Lansing Drive-In, Michigan.

PUBLIC DRIVERS — Kenneth A. Bond, James L. Cramer Lyman C. Dunn, Frank William Flanders, James H. Largent, Robert E. Lauer, Danny C. Pixley.

Referred to Committee on Ordinance and Contracts.

Michigan Week, 1975, General Chairman submits spring newsletter in regard to Michigan Week — May 17-24, 1975.

Referred to Mayor's Office, City Councilmen and Department Heads.

Letter from Mrs. Edith Ross in regard to damage to basement of house at 3417 Burchfield Dr. due to backing up of sewer.

Referred to City Attorney and Public Service Department.

Petition for S-3-75 — Storm Sewer and Curb and Gutter on Hughes Rd.—Jolly to Hughes and Moffit-Hughes to easterly and westerly ends of the street.

Referred to Department of Public Service.

Petition for special use permit SUP-4-75—3400-3500 blocks Aurelius Rd. (east side) for a Provincial Nursing Home.

Referred to Planning Board.

Request for special 24-hour liquor permit for The Everett Alumni Association — May 10, 1975 — South Washington Armory.

Referred to Committee on City Affairs.

Letter from Delmer R. Smith, Attorney in regard to parking ticket received.

Referred to City Attorney and Parking Division.

Request from Midwest Helicopter Airways, Inc., in regard to postponement of operations planned for April 6, 1975 and ask to reschedule it for April 20, 1975.

Referred to Committee on City Affairs.

Department of State Highways and Transportation designates M-99 establishment one-way southbound, from Olds Ave. southeasterly to Alsdorf St. at Logan St. (M-99) as a trunkline highway.

Received and placed on file with copy to Traffic Engineer and Department of Public Service.

Youth Development Corporation submits performance report.

Received and placed on file.

Letter from Downtown Business Division in regard to proposed purchase of W. T. Grant Building.

Received and placed on file with copy to Committee on Buildings and Properties and Property Manager.

Letter from Lansing Jaycees relative Dodge Mansion.

Referred to Committee on Parks and Recreation and Park Board.

REPORT OF COMMITTEES

The Committee on ORDINANCE AND CONTRACTS approves the following applications and bonds for licenses:

AUCTIONEER — K.A.L., Incorporated.

HEATING and AIR CONDITIONING — Art's Heating & Air Cond., B & B Refrigeration Sales and Service, Inc., Frank Basel, Gibson Heating, Inc., A B C Heating Company, Leslie Kitchen, Chasco Plumbing and Heating, Ray Cook Plumbing and Heating, Bassler Company, Dale Weber Sears, Roebuck and Co.

ELECTRICAL CONTRACTORS—Warfield Electric Co.

DRAY — Claude Earl Simmons.

THEATRE LICENSE — Gladmer, Lansing Drive-In, Michigan.

PUBLIC DRIVERS — Kenneth A. Bond, James L. Cramer, Lyman C. Dunn, Frank William Flanders, James H. Largent, Robert E. Lauer, Danney C. Pixley.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the ordinance of the City of Lansing Michigan, providing that the code of ordinances be amended by revising subsections A(1), B, E(3), E(4) and E(5) of Section 9A-13 of said Code (Unsafe or dangerous buildings), reports as follows:

That said ordinance be passed.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Everett Alumni Association for permission to serve alcoholic beverages at a dance-banquet on May 10, 1975, at the South Washington Armory, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the letter from Midwest Helicopter Airways, Inc., regarding postponement of the placement of an antenna on the Michigan Bell Telephone building from April 6, 1975 to April 20, 1975, reports as follows:

The Committee recommends this change in date be approved.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

April 10, 1975

Honorable Mayor and Members
of the Lansing City Council
Lansing, Michigan

Gentlemen:

Enclosed you will find three proposals for a Community Development ordinance. The

proposals are labeled Departmental, Divisional and Executive Assistant to reflect the basic organizational differences.

Your resolution of February 3, 1975 directed this office to prepare an ordinance closely complying with the duties outlined in the summary of organizational responsibilities referenced in your resolution, Section J of the Technical Planning Committee report of January 23, 1975, and the schematic of Community Development Administrative Structure.

Not wishing to develop an ordinance which would seriously affect several existing departments, without consulting those to be affected, I sought the counsel of department heads who would play a role in Community Development. Additionally, several Council members have expressed their interest and concern in the format of the ordinance to be drafted.

I have formed two conclusions, as a result of these many consultations. First, everyone I spoke with expressed a desire that the ordinance should provide for a "strong manager" for Community Development and that it should provide for accountability. More simply stated, the Mayor and Council should be able to direct an individual to execute a policy and if it was not properly done hold that person responsible. My second conclusion is that there is a lack of unanimity toward the approach for achieving this goal.

The three proposals that I am transmitting to you have the common denominator of making one person responsible for the budgeting of Community Development funds, coordinating efforts of Community Development funded departments, and the submission of Community Development projects to Council for approval to fill Council's policies. The most significant differences are set forth below.

The Divisional proposal differs from the Executive Assistant proposal and the Departmental proposal in that it gives that person responsible for Community Development management, direct administrative authority over the two principal Community Development implementing departments; that is, the proposed Division of Human Resources and Division of Housing and Redevelopment. The administrative authority given to the Community Development manager over these two divisions is the same as that given to the Finance Director over the divisions of assessment, treasury, accounting and purchasing. This administrative authority could not be used to interfere with any of the duties imposed upon those divisions by the ordinance. The heads of the respective divisions would retain the authority, subject to primary recruitment by the Personnel Department, to hire, promote and terminate divisional personnel. The division heads, like the assessor and treasurer, would be appointed by the Mayor and confirmed by the Council.

The Executive Assistant proposal calls for the creation of two implementing departments, the Department of Human Resources and the Department of Housing and

Redevelopment, together with the establishment of an executive assistant in the Mayor's office who would be charged with administering the Community Development program. This individual would be appointed by the Mayor without Council confirmation and be responsible only to the Mayor. The other two department heads would be appointed by the Mayor and confirmed by Council.

The Departmental proposal creates three new departments. It envisions a department of Community Development Management, which would have broad authority over the use of Community Development funds. The director of this department however, would have only indirect administrative control over any other departments. All department heads in this proposal would be appointed by the Mayor and confirmed by the Council.

These three proposals were discussed by all of the affected city administrators on Monday, April 7, 1975. As a result of that discussion I believe that it is fair to represent to you that the Divisional proposal was unequivocally supported by the City Attorney, the Federal Program Coordinator, the Finance Director, the Director of Public Service, Director of Parks and Recreation, the Acting Community Development Management Director, Planning Director, and the Building Commissioner.

The Departmental ordinance was supported by Mr. Bodwin and Mrs. Warr in the absence of an alternative other than the Divisional proposal.

Mr. Bodwin suggested that an Executive Assistant proposal be drafted. Mrs. Warr and Mr. Letts concurred therein.

Mr. Stonehouse felt that it would be inappropriate for him to take a position.

If I may be of further assistance to you in this matter please feel free to contact me.

Respectfully submitted,

PETER HOUK,
City Attorney.

Referred to Committee on Ordinance and Contracts.

April 9, 1975

To the Honorable Mayor
and Members of the Council
Gentlemen:

In accordance with your order of April 7, 1975, I am submitting herewith a special assessment Roll, No. 250, based on estimated cost, for the purpose of constructing storm and sanitary sewers as follows:

On Aurelius Road from Jolly Road south to serve 5500 Aurelius Road; On Hamelon Street from Aurelius Road east

to the end of the street; On Newark Street from S. Logan Street Southeasterly to serve 2025 & 2031 Newark Street.

To Be Assessed	\$ 75,977.27
City Share	93,842.16
Total	\$169,819.43

Respectfully submitted,

PAUL S. CREEVY,
City Assessor.

Received and placed on file.

April 7, 1975

To the Honorable Mayor
and Members of the City Council
City of Lansing
Gentlemen:

I herewith report that I have submitted to the City Assessor an itemized list of a tree removal from private property in the amount of \$195.00, for the year 1975, for special assessment on Tax Roll 30-T.

Respectfully submitted,

JAMES W. KZESKI,
Building Commissioner.

Received and placed on file.

April 10, 1975

Honorable Mayor and City Council
City Hall
Lansing, Michigan
Gentlemen:

Attached is request from Beneicke and Krue Builders to reduce catch basin drainage easements from 10 feet to 6 feet on Lots 5, 6, 36 and 37 of Glen Eden Subdivision.

I would recommend approval of this request.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the request from Beneicke and Krue, Build-

ers, to reduce catch basin drainage easements from 10 feet to 6 feet on lots 5, 6, 36, and 37 of Glen Eden Subdivision, reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JAMES D. BLAIR,
JACK D. GUNTHER,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

April 10, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is request from Mr. Bert Pulaski, 2207 Vassar Drive, to vacate North 8 ft. wide and front 65 ft. long of 30 ft. sewer easement of which 15 ft. of this easement is on his property.

I would recommend approval of this vacating with the stipulation that if it becomes necessary for the city to dig up this sewer, the carport which encroaches this easement be dismantled at the owner's expense.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service,

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the request from Mr. Bert Pulaski, 2207 Vassar Drive, to vacate North 8 ft. wide and front 65 ft. long of 30 ft. sewer easement of which 15 ft. of this easement is on his property, reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JAMES D. BLAIR,
JACK D. GUNTHER,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

April 10, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached find Change Orders No. 4 and No. 5, submitted by The Christman Company on the Wastewater Treatment Plant Additions, Contract No. 72-S-4, increasing the amount of the contract as follows:

Change Order No. 4 increased by \$12,262.62

Change Order No. 5 increased by \$20,063.22

This increase is necessary due to additional labor, material and equipment.

I would recommend approval of these two Change Orders.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the Change Orders No. 4 and No. 5 submitted by the Christman Co. on the Wastewater Treatment Plant Additions, Contract No. 72-S-4, increasing the amount of the contract as follows: Change Order No. 4 by \$12,262.62, Change Order No. 5 by \$20,063.22. This increase is due to additional labor, material and equipment, reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JAMES D. BLAIR,
JACK D. GUNTHER,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

April 10, 1975

Honorable Mayor and City Council
City Hall
Lansing, Michigan
Gentlemen:

Attached is a Letter of Intent submitted by David J. Stanton and Associates to construct an 8 inch sanitary sewer and necessary manholes, in an easement running from American Road southerly along the east line of Lot 6, Kahres Farm, to the northwest corner of Lot 5, Kahres Farm, to serve Wendy's Restaurant, 6620 S. Cedar Street, and as an outlet for future development. After its construction and acceptance, this sewer will be maintained by the City as part of its sewage system.

I recommend the approval of this Letter of Intent.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the Letter of Intent submitted by David J. Stanton & Assoc., to construct an 8 inch sanitary sewer and necessary manholes, in an easement running from American Rd. Sly, along E. line of Lot 6 Kahres Farm, to the NW corner of Lot 5 Kahres Farm, to serve Wendy's Restaurant, 6620 S. Cedar St. & as an outlet for future development. After its construction, this sewer will become part of the City's sewer system, reports as follows:

That the Letter of Intent be approved subject to the receipt of the required bonds and insurance certificates and that all work to be as directed by the Department of Public Service. No City funds are involved as 100% of this cost will be paid by the applicant.

Signed:

WILLIAM A. BRENKE,
JAMES D. BLAIR,
JACK D. GUNTHER,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

April 1, 1975

Councilman Terry McKane
Chairman
Public Safety Committee
Lansing City Council

Dear Councilman McKane:

Attached is a twelve (12) month lease that has been prepared by the City Attorney's Office between the City of Lansing and Vector Construction, Inc. The lease covers office and hangar space at Capital City Airport, which is presently used by the Police Helicopter Unit.

The period of the lease covers the last two weeks of the first grant and all of the second grant period. The funds needed are included in the approved budgets and awards received from O.C.J.P. and Tri-County in the first and second grants.

It is requested that your committee recommend to Council that an agreement be entered into between the City and Vector Construction for the purpose stated above.

Sincerely,

THOMAS W. O'TOOLE,
Chief of Police.

Referred to Committee on Public Safety.

REPORT OF COMMITTEE

The Committee on PUBLIC SAFETY, to whom was referred the lease between the City of Lansing and Vector Construction Inc., for office and hangar space at Capital City Airport for the Police Helicopter Unit, reports as follows:

The Committee recommends that the lease be approved and that the Mayor and City Clerk be authorized to sign in behalf of the City of Lansing upon approval as to form by the City Attorney.

Signed:

TERRY J. MCKANE,
JOHN T. ANAS,
WILLIAM A. BRENKE,
ROGER T. MAY,
JOEL I. FERGUSON,
Committee on Public Safety.

By Councilman McKane—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

April 10, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

I am submitting for your approval the revised City Market Rules and Regulations, as drafted by the City Attorney, to be effective May 1, 1975.

Respectfully submitted,

WES DUNHAM
Market Master.

Referred to Committee on City Affairs
and Committee on Buildings and Properties.

DeSantis Coatings, Inc. \$5,677.50

Baltimore Paint & Chemical \$5,755.75

Armstrong Smith Company \$5,758.00

Prismo Universal \$6,206.25

We recommend acceptance of the low bid submitted by DeSantis Coatings, Inc., for a total delivered price in the amount of \$5,677.50.

Respectfully submitted,

VAUGHAN L. MCKINCH,
Purchasing Director,

RAYMOND O. SEVERY,
Traffic Engineer.

Referred to Committee on Public Safety.

April 7, 1975

Honorable Mayor Gerald W. Graves and

Members of the Lansing City Council

Tenth Floor, City Hall

Lansing, Michigan 48933

Dear Mayor Graves and Council Members:

Enclosed herewith please find the City Demonstration Agency audit clearance letter on the following:

Dental Services Project, PN 17-A.

The audit finding was sent to you last year on this project. Any remaining information on any other audited agencies will be provided to you as it becomes available.

Sincerely,

(Mrs.) JACQUELINE WARR,
Director,
City Demonstration Agency.

Received and placed on file with copy to
City Attorney and Committee of the Whole.

April 7, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: B-75-312 Highway Marking
Paint

Gentlemen:

Four bids for the purchase of highway marking paint for the Traffic Dept. were opened at 3:00 P.M., E.S.T. on Tuesday, March 25, 1975.

REPORT OF COMMITTEE

The Committee on PUBLIC SAFETY, to whom was referred the recommendation of the Purchasing Director and the Traffic Engineer that the low bid submitted by DeSantis Coatings, Inc., for the purchase of highway marking paint for a total delivered price of \$5,677.50, be approved, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Traffic Engineer.

Signed:

TERRY J. MCKANE,
JOHN T. ANAS,
WILLIAM A. BRENKE,
ROGER T. MAY,
JOEL I. FERGUSON,
Committee on Public Safety.

By Councilman McKane—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

April 10, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: B-75-316 Asphalt Emulsion

Gentlemen:

Attached is the tabulation of bids for the purchase of approximately 10,000 gallons of asphalt emulsion, which were opened at 3:00 P.M., E.S.T., on Tuesday, April 1, 1975.

We recommend acceptance of the low bid submitted by the Chevron Asphalt Company at .3680 per gallon in all grades in 2000 gallon loads delivered. This bid is not firm for the year because of federal regulations and allocations. Because of this we also recommend awarding a contract to Bituminous Materials as an emergency backup. Terms are net 80 days.

Respectfully submitted,

VAUGHAN L. McKINCH,
Purchasing Director,

ROBERT R. BACKUS,
Public Service Director.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the recommendation of the Purchasing Director and the Director of Public Service that the low bid submitted by Chevron Asphalt Company at .3680 per gallon in all grades of asphalt emulsion in 2000 gal. loads delivered, and the awarding of a contract to Bituminous Materials as an emergency backup, be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JAMES D. BLAIR,
JACK D. GUNTHER,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

April 10, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: B-75-317 Bituminous Aggregate

Gentlemen:

Two bids for the purchase of approximately 100 tons of bituminous aggregate were opened at 3:00 P.M., E.S.T., on Tuesday, April 1, 1975.

Reith-Riley Const. Co.

85-100\$12.60/ton

120-150No Bid

200-250No Bid

Spartan Asphalt Paving

85-100\$12.70/ton

120-150\$12.70/ton

200-250\$12.70/ton

We recommend acceptance of the low bid submitted by Rieth-Riley Const. for Grade 85-100 at \$12.60 per ton, and the bids submitted by Spartan Asphalt Paving for Grades 120-150 and 200-250 at \$12.70 per ton. Bids are firm for one year. Terms: Spartan—Net 10th of Month; Rieth—None.

Respectfully submitted,

VAUGHAN L. McKINCH,
Purchasing Director,

ROBERT R. BACKUS,
Public Service Director.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the recommendation of the Purchasing Director and the Director of Public Service that the low bid submitted by Rieth-Riley Const. for the purchasing of approximately 100 tons of bituminous aggregate for Grade 85-100 at \$12.60 per ton, and the bids submitted by Spartan Asphalt for Grades 120-150 and 200-250 at \$12.70 per ton, be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JAMES D. BLAIR,
JACK D. GUNTHER,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

April 10, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: B-75-315 Asphalt Cement

Gentlemen:

Two bids for the purchase of approximately 1,500 tons of asphalt cement were opened at 3:00 P.M., E.S.T., on Tuesday, April 1, 1975.

Marathon Oil Company
\$75.00/ton \$4.60/ton—Freight

Total Leonard, Inc.
\$75.00/ton \$4.20/ton—Freight

We recommend acceptance of the low bid submitted by Total Leonard, Inc., at a price of \$75.00 per ton plus \$4.20 a ton for freight. This bid is not a firm bid because this product is subject to federal regulations. Due to the federal regulations and allocations on asphalt cement, we recommend awarding a contract to Marathon Oil for emergency backup. Terms: Net 30 Days.

Respectfully submitted,

VAUGHAN L. MCKINCH,
Purchasing Director,

ROBERT R. BACKUS,
Public Service Director.

Referred to Committee on Public Service
and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the recommendation of the Purchasing Director and the Director of Public Service that the low bid submitted by Total Leonard, Inc., for the purchase of approximately 1,500 tons of asphalt cement at a price of \$75.00 per ton plus \$4.20 a ton for freight and the recommendation that a contract be awarded to Marathon Oil for emergency backup, be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JAMES D. BLAIR,
JACK D. GUNTHER,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be
adopted.

Adopted by the following vote:

Unanimously.

April 10, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: B-75-325 Liquid Chloride

Gentlemen:

One bid for the purchase of approximately 200,000 gallons of liquid calcium magnesium chloride was opened at 3:00 P.M., E.S.T., on Tuesday, April 8, 1975.

We recommend acceptance of the bid submitted by Michigan Chemical Corp. for .1036 per gallon delivered to our storage area and .1132 per gallon applied to City streets. Bid price firm for one year; any increase or decrease in freight rates will effect price. Terms: Net 30 Days.

Respectfully submitted,

VAUGHAN L. MCKINCH,
Purchasing Director,

ROBERT R. BACKUS,
Public Service Director.

Referred to Committee on Public Service
and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the recommendation of the Purchasing Director and the Director of Public Service that the bid submitted by Michigan Chemical Corp. for the purchase of approximately 200,000 gallons of liquid calcium magnesium chloride for .1036 per gallon delivered to city storage area and .1132 per gallon applied to City streets, be accepted reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JAMES D. BLAIR,
JACK D. GUNTHER,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be
adopted.

Adopted by the following vote:

Unanimously.

April 10, 1975

Honorable Mayor
and City Council
City Hall

Lansing, Michigan

Subject: B-75-326 Calcium Chloride

Gentlemen:

Three bids for the purchase of approximately 100 tons of calcium chloride were opened at 3:00 P.M., E.S.T., on Tuesday, April 8, 1975.

Young Bros. & Daley

In Bulk\$ 64.60/ton

100 lb. bags\$ 81.10/ton

Warsaw Chemical Co.

In Bulk\$ 71.60/ton

100 lb. bags\$ 91.10/ton

Michigan Chemical Corp.

In Bulk\$ 81.85/ton

100 lb. bags\$108.00/ton

We recommend acceptance of the low bid submitted by Young Bros. & Daley for \$64.60 per ton delivered in bulk and \$81.10 per ton delivered in 100 lb. bags. Bid prices are firm for a period of one year, except for any change of the trucking rates and/or surcharge and/or any other assessment for transportation will change the quoted prices accordingly. Terms: Net 30 days from date of shipment.

Respectfully submitted,

VAUGHAN L. McKINCH,
Purchasing Director,

ROBERT R. BACKUS,
Public Service Director.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the recommendation of the Purchasing Director and the Director of Public Service that the low bid submitted by Young Bros. & Daley at \$64.60 per ton delivered in bulk and \$81.10 per ton delivered in 100 lb. bags for the purchasing of approximately 100 tons of calcium chloride, be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JAMES D. BLAIR,
JACK D. GUNTHER,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

April 10, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: B-75-324 Liquid Chlorine

Gentlemen:

Three bids for the purchase of approximately 300 tons of liquid chlorine were opened at 3:00 P.M., E.S.T., on Tuesday, April 8, 1975.

Allied Chemical Corp.\$5.575/cwt.

Pennwalt Corporation\$6.25/cwt.

Dow Chemical U.S.A.\$6.85/cwt.

After reviewing the three bids and figuring the freight rates involved and the rebates on mileage by furnishing our own tank cars, it was determined that the bids submitted by Allied Chemical Company and Pennwalt were very close and that we might effect a savings of \$50.00 for the year by changing from Allied who is our present supplier to Pennwalt. In the best interest of the City we recommend renewing our contract with Allied Chemical because they have supplied us for several years and in the event of a shortage we would be in a better position to receive our requirements than from a new source.

Respectfully submitted,

VAUGHAN L. McKINCH,
Purchasing Director,

ROBERT R. BACKUS,
Public Service Director.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the recommendation of the Purchasing Di-

rector and the Director of Public Service that the bid submitted by Allied Chemical Corp. for the purchase of approximately 300 tons of liquid chlorine at \$5.575/cwt., be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Director of Public Service and Highways.

Signed:

WILLIAM A. BRENKE,
JAMES D. BLAIR,
JACK D. GUNTHER
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

April 10, 1975

Honorable Mayor Gerald W. Graves

and Members of the Lansing City Council

Gentlemen:

Subject: Disposition Parcel 10
Project No. 2, Mich. A-6
City Market Expansion

The Urban Redevelopment Board, at its meeting on October 22, 1974, unanimously recommended to the City Council that the City of Lansing proceed with the purchase of Disposition Parcel 10, Urban Renewal Project No. 2, Mich. A-6. This property is adjacent to the existing City Market, and would be used for expansion of that facility in accordance with previous approvals granted by the City Council.

The Board further recommended that the City Council adopt a Resolution of Retention as the official written instrument authorizing the purchase of this disposition parcel.

Respectfully submitted,

URBAN REDEVELOPMENT
BOARD,
Ronald G. Stonehouse,
Acting Secretary.

Referred to Committee on Redevelopment.

April 8, 1975

Honorable Gerald W. Graves and

Members of the City Council

City Hall

Lansing, Michigan

Dear Mayor Graves and Council Members:

Re: Review of the W. T. Grant Acquisition

The Planning Board, in regular session on April 1, 1975, reviewed and adopted a position regarding the City's acquisition of the W. T. Grant property under Michigan Public Act 285 of 1931, as amended. The Planning Board approves the purchase of the Grant Building for expansion of City offices, with the provision that commercial uses be maintained on the first floor.

The Planning Board views Grant's acquisition and use as only a temporary solution to the City's office space problem and the Board is in favor of the eventual use of the property solely for commercial type activities. In addition, it is recommended that the City of Lansing study alternative ways of meeting our long-term space needs such as, but not limited to, constructing additional office space to the Board of Water and Light building and locating City offices there, or the construction of a new office building at some other location to meet further growth needs.

The basis for these recommendations is contained in the attached Planning Board report.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Buildings and Properties.

April 10, 1975

Letter (a)

Honorable Mayor Graves and

Members of City Council

Gentlemen:

The Traffic Board at their April 9, 1975, meeting recommended for your consideration the following revisions to the parking regulations:

No Parking At Any Time

1. N. Pine Street, East side, from Saginaw to Shiawassee (Except in recessed area just south of Saginaw St.)

2. Church Court, South side, entire street.

One Hour Parking—8:00 A.M. to 6:00 P.M.

Church Court, North side, entire street.

The effect of these revisions is to allow parking in three angle spaces that have existed for a number of years on the east side of Pine Street immediately south of Saginaw St., and to change from No Parking to One Hour Parking on the north side of Church Court. Since Church Court is no longer the access to the Emergency

Room at St. Lawrence Hospital, it is not necessary to prohibit parking on both sides of the street.

The above recommendations were approved by a 6-0 vote.

Respectfully submitted,

LANSING TRAFFIC BOARD,
Raymond O. Severy,
Secretary.

Referred to Committee on Public Safety.

REPORT OF COMMITTEE

The Committee on PUBLIC SAFETY, to whom was referred the recommendation of the Traffic Board regarding revisions in parking regulations as follows:

No Parking At Any Time

1. N. Pine Street, East side, from Saginaw to Shiawassee (Except in recessed area just south of Saginaw St.)
2. Church Court, South side, entire street.

One Hour Parking—8:00 A.M. to 6:00 P.M.

Church Court, North side, entire street, reports as follows:

The Committee concurs in the recommendation of the Traffic Board.

Signed:

TERRY J. McKANE,
JOHN T. ANAS,
WILLIAM T. BRENKE,
ROGER T. MAY,
JOEL I. FERGUSON,
Committee on Public Safety.

By Councilman McKane—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

April 10, 1975

Letter (b)

Honorable Mayor Graves and

Members of City Council

Gentlemen:

At their April 9, 1975, meeting, the Traffic Board reviewed a request from the Park Department for temporary traffic revisions necessary for construction of the Kingsley area Community Center to begin in May, 1975. The Community Center building will be located on the present Kingsley

Court right-of-way just west of proposed Vivian Riddle Court. Vivian Riddle Court will not be open to traffic until sometime in 1976, and until then access to the homes on Kingsley Court west of Logan will be from Logan Street only.

The Traffic Board recommended the following temporary revisions to be in effect only until Vivian Riddle Court is opened to traffic:

1. Kingsley Court to be two-way
2. No Parking At Any Time on Kingsley Court both sides from Logan Street to proposed Vivian Riddle Court.
3. No Left Turn from North on Logan to West on Kingsley Court 7:00 A.M. to 9:00 A.M. and 3:00 P.M. to 6:00 P.M. except Saturday and Sunday.

The recommendations were approved by a 5-1 vote.

Respectfully submitted,

LANSING TRAFFIC BOARD
Raymond O. Severy,
Secretary.

Referred to Committee on Public Safety.

April 10, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

The Board of Public Service to whom was referred the Preliminary Plat of Marscot Meadows No. 5, recommends that because storm and sanitary sewers are available to service this area, that said Plat be approved.

Respectfully submitted,

BARBARA GARLOCK,
Secretary.

Referred to Committee on Public Service and Highways.

April 10, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

The Board of Public Service to whom was referred the Preliminary Plat of Tecumseh Riverview Subdivision, recommends that since storm and sanitary sewers are avail-

able to serve this subdivision that said Plat be approved.

Respectfully submitted,
BARBARA GARLOCK,
Secretary.

Referred to Committee on Public Service and Highways.

April 10, 1975

Honorable Mayor and City Council
City Hall
Lansing, Michigan
Gentlemen:

The Board of Public Service to whom was referred the request from Beneicke and Krue Builders to reduce catch basin drainage easements from 10 feet to 6 feet on lots 5, 6, 36, and 37 of Glen Eden Subdivision, recommends that the petition as requested be approved.

Respectfully submitted,
BARBARA GARLOCK
Secretary.

Referred to Committee on Public Service and Highways.

April 10, 1975

Honorable Mayor and City Council
City Hall
Lansing, Michigan
Gentlemen:

The Board of Public Service to whom was referred the request from Mr. Bert Pulaski, 2207 Vassar Drive, to vacate North 8 ft. wide and front 65 ft. long of 30 ft. sewer easement of which 15 ft. of this easement is on his property where a carport was constructed, with the recommendation that the request be granted with the stipulation that if it becomes necessary for the city to replace or repair this sewer, the removal of the carport or any damages thereto, will be the responsibility of the owner.

Respectfully submitted,
BARBARA GARLOCK,
Secretary.

Referred to Committee on Public Service and Highways.

April 7, 1975

Miss Theo Fulton, City Clerk
City Clerk's Office
City Hall
Lansing, Michigan 48933

Dear Miss Fulton:

Memorial Day Parade Committee hereby requests a parade permit for the Memorial Parade which will be held Saturday, May 24th, starting at 10:00 A.M.

Parade route will start at Genesee Street and Walnut, east on Genesee to Capitol, south on Capitol to Lenawee. Line up will be on Genesee Street west from Walnut.

We also request the use of the showmobile to be placed in front of the Capitol Building on Capitol.

Your attention to this matter will be appreciated.

Sincerely,
JACK D. GUNTHER,
Parade Chairman.

Referred to Chief of Police.

April 11 1975

Honorable Mayor and Members
of the City Council
Gentlemen:

In recent weeks we have received a great deal of criticism by the public and by the media for the hard line that we have taken on the parking of automobiles near private homes. As you are well aware we do not allow parking on the streets between 2 a.m. and 5 a.m.; we do not allow parking in front yards at any time of day or night; and we do not allow any vehicles to hang over even the smallest portion of the sidewalks at any time of day or night.

These three prohibitions have caused serious problems for many residents of Lansing who normally try to live within the law. Several weeks ago, the State Journal suggested in an editorial that we legally define the difference between overhanging a sidewalk and obstructing a sidewalk and that we allow a partial overhang during certain hours of the night.

The original purpose for the ordinance was to make pedestrian travel safer for blind people, physically handicapped people, senior citizens, mothers with baby carriages, and so on. I don't feel that these types of people are found walking at night in very large numbers, if at all.

I asked the City Attorney to prepare a revision of Subsection (a) (1) of Section 31-58. The suggested revision is attached for consideration by the Ordinance and Contracts Committee. The revision prohibits any obstruction of a sidewalk between 7 a.m. and 10 p.m. and prohibits any obstruction of more than half of a sidewalk between 10 p.m. and 7 a.m.

There may be some legal problems with this suggestion, and the Attorney's analysis is also attached. Another possible problem

involves the plowing of sidewalks after snow storms. I shall answer that criticism with a question. How many times do we plow our sidewalks in an average winter? We didn't even plow our sidewalks last week, after a rather serious snow storm, due to a variety of difficulties.

Regarding front yard parking, one of my constituents gave what I believe is a valid criticism of our new ordinance prohibiting front yard parking. There is no procedure established for any kind of a hearing procedure as is allowed under our zoning and building codes. Even though I strongly support the intent of this new ordinance, I do believe that people with serious problems have a right to be heard by a board, such as the Zoning Board of Appeals. I asked the Attorney to draft a revision of the new ordinance which provides for such a hearing process. The draft revision with the Attorney's analysis is attached for consideration by the Ordinance and Contracts Committee.

I am introducing these suggested changes in order to initiate discussion by the Council. Perhaps other councilmen will have additional suggestions. I welcome your thoughts; however, I firmly believe that some relief is necessary. Thank you for your consideration.

Sincerely,

TERRY J. McKANE,
Councilman—Third Ward.

Referred to Committee on Public Safety and Committee on Public Service and Highways.

April 14, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and

Council Members:

Upon your request the City Attorney issued an Opinion dated March 27, 1975, pertaining to the Elected Officers Compensation Commission, which in part stated: "... then Mrs. Mathilde Montaven should either be reappointed or replaced by the Mayor since her term expired October 1, 1974."

On Monday, April 7, 1975, you requested that I immediately appoint someone to that Commission, if not Mrs. Montaven, and one Councilman even suggested that the "rules be suspended for the purpose of confirming that individual."

So that you might be advised of your past actions, and to show you that there is no need for such action, I wish to point out

that I did submit to you in a communication dated September 25, 1974, the name of Mathilde Montaven for reappointment. The Council Proceedings of September 30, 1974, page 886, carries that communication and your concurrence of that appointment.

Whether or not the Elected Officers Compensation Commission desires to meet in session this year, is not a prerogative of the Mayor. As Mr. Houk pointed out in his Opinion to you, Sec. 2-95 of the Ordinance does not spell out the authority for calling of such meetings, and I would assume it would be up to the chairman of the Commission or the Commission itself.

Respectfully,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

April 11, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and

Council Members:

Attached is a copy of my testimony before the Senate Municipalities Committee, on April 10, 1975, in regard to Senate Bill No. 255. The measure, introduced by Senators Bursley, McCollough, Young, Kildee, Toepp, Kammer, Welborn and Cartwright, calls for a remuneration from the State of Michigan to the City of Lansing, and other municipalities which have State owned facilities within their corporate limits. Senate Bill No. 255 is in accordance with my State of the City Messages dated December 31, 1969, and January 4, 1971 both of which called for financial payment from the State of Michigan to make up for property tax losses resulting from State owned buildings and properties within our own corporate limits.

Senate Bill No. 255, if approved, would provide an estimated \$98,000 to the City in the first year of funding and an estimated \$540,000 the following year, for fire, ambulance and police services rendered and in lieu of property taxes.

I recommend that you approve a formal resolution at your earliest convenience calling for the approval of Senate Bill No. 255, or a companion measure, and to be directed to our local legislators.

Respectfully,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING RESOLUTIONS — YOU MAY ONLY SPEAK FOR 3-MINUTES ON ANY ONE RESOLUTION.

No persons spoke:

RESOLUTIONS

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That the City Assessor be, and he is hereby directed, to spread on the July, 1975, Tax Rolls, the cost of correcting the hazardous and unsanitary conditions of properties in the year 1975, in the amount of \$880.00 as reported this date by the Building Commissioner, and as per attached list.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That Public Improvement III, Assessment Roll No. 250, for projects which are a part of the Hamelon, Aurelius and Other Storm and Sanitary Sewers Contract, PS 58020, as published in the April 9th, 1975, Council Proceedings, be corrected to include the following described property:

Storm Sewer to serve all lands fronting on Hamelon Street from Aurelius Road to the east end of street, excepting all public streets and alleys and other lands deemed not benefited.

Adopted by the following vote:

Unanimously.

By Committee on Parks and Recreation and Committee on Buildings and Properties—

Resolved by the City Council of the City of Lansing:

Whereas, the property Management Division of the City of Lansing needs Council's authority to proceed to accomplish certain actions which are necessary for the development of Kingsley Place;

Now, Therefore, Be It Resolved that the Property Management Division is authorized to request and accept all proposals from appraisers incidental to the Kingsley Place Project; and,

Be It Finally Resolved that the Property Management Division is authorized to re-

quest and accept all proposals from acquisition agents incidental to the development of the Kingsley Place Project.

Adopted by the following vote:

Unanimously.

By Committee on Redevelopment—

RESOLUTION OF RETENTION

Whereas, the City of Lansing (hereinafter called "Agency") in furtherance of the objectives of the Urban Renewal Plan or Development Plan has undertaken a program for the clearance and reconstruction or rehabilitation of slum and blighted areas and in this connection is engaged in carrying out an Urban Renewal Project known as the Project No. 2, Mich. A-6 (hereinafter called "Project") in an area (hereinafter called "Project Area") located in Lansing, Michigan; and

Whereas, as of the date of the adoption of this Resolution, there has been prepared and approved by the Agency an Urban Renewal Plan for the Project consisting of the Urban Renewal Plan, approved by the Agency on April 21, 1969 and as subsequently amended and approved by the Agency (which Plan, as so amended, and as it may hereafter be further amended from time to time pursuant to law, and as so constituted from time to time, is, unless otherwise indicated by the context, hereinafter called "Urban Renewal Plan"); and a copy of the Urban Renewal Plan, as constituted on the date of this Resolution, has been recorded among the land records for the place in which the Project Area is situated, namely, in the office of the Register of Deeds for the County of Ingham and the State of Michigan in Liber 1152 at Pages 339-433, inclusive, Ingham County Records; and

Whereas, in order to enable the Agency to achieve the objectives of the Urban Renewal Plan and particularly to make land in the Project Area available for use as an Expansion of the Lansing City Market and in accordance with the uses specified in the Urban Renewal Plan, both the Federal Government and the Agency have undertaken to provide, and have provided substantial aid and assistance to the Agency through a Funding Agreement and Master Agreement dated August 25, 1971, as amended;

Now Therefore, Be It Resolved, by the Lansing City Council as follows:

(1) Subject to all the terms, covenants, and conditions of this Resolution and the said Funding Agreement and Master Agreement, the agency will cause the following described property in the Project Area to be placed under the jurisdiction of the City of Lansing, and cause the same to be developed for use as an Expansion of the Lansing City Market in accordance with the Urban Renewal Plan:

Redevelopment Parcel "10"—That part of Block 245, Plat of the Town of Michigan, lying on the Northeast $\frac{1}{4}$ of Section 16, T4N, R2W, City of Lansing, Ingham County, Michigan, commencing at the East $\frac{1}{4}$ corner of said Section 16, thence N89°58'20"W 1063.80 feet along the East-West $\frac{1}{4}$ line, thence N0°05'21"E 856.75 feet along the West right of way line of Cedar Street to the point of beginning, running thence Southwesterly 258.57 feet along the arc of a 451.57 foot radius curve to the left whose chord bears S73°41'06"W 255.06 feet, thence N32°43'09"W 212.85 feet, thence parallel with the West line of Cedar Street N0°05'21"E 323.0 feet to the South right of way line of Shiawassee Street, thence along said South line S89°58'20"E 110.0 feet, thence S0°05'21"W 264.0 feet parallel with the West line of Cedar Street thence N89°58'20"W 8.50 feet parallel with the South line of Shiawassee Street thence S0°05'21"W 98.25 feet parallel with the West line of Cedar Street, thence parallel with the South line of Shiawassee Street S89°58'20"E 258.50 feet to the West line of Cedar Street, thence S0°05'21"W 68.0 feet to the point of beginning, subject to any rights of way or easements of record, containing 1.540 acres of land, more or less; and for which shall be paid the Urban Renewal Project No. 2, Mich. A-6, Temporary Loan Repayment Fund therefore, on or before thirty (30) days from date hereof the amount of One Hundred Four Thousand (\$104,000.00) Dollars, 67,082 sq. ft., which is hereby determined to be the fair market value of the Property for said uses, hereinafter called "Retention Price." The appropriate officials of the Agency are hereby authorized, empowered and directed to pay the Retention Price herein specified to the said Project Temporary Loan Repayment Fund pursuant to the requirements of the said Funding Agreement and Master Agreement, as amended.

(2) The Agency shall not commence to use the said Property for the intended purpose nor commence any construction thereon until the Retention Price has been deposited to the credit of the said Project Temporary Loan Repayment Fund.

(3) **Construction Required.** The Agency will cause to be redeveloped the Property by the improvements necessary for use as a Lansing City Market (hereinafter called the "Improvements") and all plans and specifications and all work by the Agency with respect to such redevelopment of the Property and the construction and making of other improvements thereon, if any, shall be in conformity with the Urban Renewal Plan, and all applicable State and Local Laws.

(4) **Time for Construction.** The Agency agrees for itself, its successors, and assigns, and every successor in interest to the Property, or any part thereof, that the Agency will cause to be commenced the redevelopment of the Property through the construction of the Improvements thereon, within three (3) months from the date this Resolution is adopted and diligently proceed to complete such construction within six (6) months from such date, provided however,

that such construction shall not be commenced until such time as the Retention Price has been deposited to the credit of the said Project Temporary Loan Repayment Fund.

(5) **Restrictions on Land Use.** The Agency agrees for itself, its successors, and assigns, and every successor in interest to the Property or any part thereof and the Deed, if any, shall contain covenants on the part of the Agency for itself, and successors, and assigns, that the Agency, and successors and assigns, shall:

(a) Devote the Property to City Market uses and in accordance with the uses specified in the Urban Renewal Plan, as amended, and as the same may be hereafter amended and extended from time to time;

(b) Not discriminate upon the basis of race, color, religion sex or national origin in the sale, lease, or rental or in the use or occupancy of the Property or any improvements erected or to be erected thereon, or any part thereof.

(6) **Effect of Covenants: Period of Duration.** It is intended and resolved that the conditions and covenants provided in Section 3 hereof, shall be covenants running with the land and that they shall, in any event, and without regard to technical classification or designation, legal or otherwise, and except only as otherwise specifically provided in this Resolution be, to the fullest extent permitted by law and equity, binding for the benefit and in favor of, and enforceable by, the Agency, its successors and assigns, and the United States (in the case of the covenant provided in subdivision (b) of Section 5 of this Resolution) against the Agency, its successors and assigns and every successor in interest to the Property or any part thereof or any interest therein, and any party in possession or occupancy of the Property or any part thereof. It is further intended and resolved that the conditions and covenants provided (a) in subdivision (a) of Section 5 of this Resolution shall remain in effect until April 21, 1989, (at which time such condition and covenant shall terminate), and (b) in subdivision (b) of such Section 5 shall remain in effect without limitation as to time.

(7) **Enforceability by the Agency and United States.** In amplification, and not in restriction, of the provisions of Section 6 of this Resolution, it is intended and resolved that the Agency shall be deemed a beneficiary of the conditions and covenants provided in Section 5 herein, and the United States shall be deemed a beneficiary of the covenant provided in subdivision (b) of Section 5, both for and in their or its own right and also for the purposes of protecting the interest of the community and the other parties, public or private, in whose favor or for whose benefit such conditions and covenants have been provided. Such conditions and covenants shall run in favor of the Agency and the United States for the entire period during which such

conditions and covenants shall be in force, without regard to whether the Agency or the United States is or has been an owner of any land or interest therein to, or in favor of, which such conditions and covenants relate. The Agency shall have the right, in the event of any breach of any such conditions or covenants, and the United States shall have the right, in the event of any breach of the covenant provided in said subdivision (b) of Section 5, to exercise all the rights and remedies, and to maintain any actions or suits at law or in equity or other proper proceedings to enforce the curing of such breach of condition or covenant to which it or any other beneficiaries of such condition or covenant may be entitled.

(8) **Conflict of Interest.** No member, official or employee of the Agency shall have any personal interest, direct or indirect, in any construction contract awarded pursuant to this Resolution, nor shall any such member, official, or employee participate in any contract relating to this Resolution which affects his personal interests or the interests of any corporation, partnership, or association in which he is, directly or indirectly interested.

(9) **Equal Opportunity in Construction Employment.** The Agency, for itself, and its successors and assigns, agrees that it will include the following provisions of this Section 9 in every Contract or purchase order which may hereinafter be entered into between the Agency and any party (hereinafter in this Section called "Contractor") for or in connection with the construction of the Improvements, or any part thereof, provided for in this Resolution unless such contract or purchase order is exempted by rules, regulations, or orders of the Secretary of Labor issued pursuant to Section 204 of Executive Order 11246 of September 24, 1965, as amended by Executive Order 11375 dated October 13, 1967;

Equal Employment Opportunity. The Redeveloper for itself and its successors and assigns, agrees that during the construction of the Improvements provided for in the Agreement agrees with the Agency as follows:

(a) The Redeveloper will not discriminate against any employee or applicant for employment because of race, color, religion, sex or national origin. The Redeveloper will take affirmative action to ensure that applicants are employed, and that employees are treated during employment, without regard to their race, color, religion, sex or national origin. Such action shall include, but not be limited to, the following: employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; lay-off or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The Redeveloper agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided by the Agency setting forth the provisions of this nondiscrimination clause.

(b) The Redeveloper will, in all solicitations or advertisements for employees placed

by or on behalf of the Redeveloper state that all qualified applicants will receive consideration for employment without regard to race, color, religion, sex or national origin.

(c) The Redeveloper will send to each labor union or representative of workers with which the Redeveloper has a collective bargaining agreement or other contract or understanding, a notice, to be provided, advising the labor union or workers' representative of the Redeveloper's commitments under Section 202 of Executive Order 11246 of September 24, 1965, and shall post copies of the notice in conspicuous places available to employees and applicants for employment.

(d) The Redeveloper will comply with all provisions of Executive Order 11246 of September 24, 1965, and of the rules, regulations, and relevant orders of the Secretary of Labor.

(e) The Redeveloper will furnish all information and reports required by Executive Order 11246 of September 24, 1965, and by the rules, regulations, and orders of the Secretary of Labor or the Secretary of Housing and Urban Development pursuant thereto, and will permit access to the Redeveloper's books, records and accounts by the Agency, the Secretary of Housing and Urban Development, and the Secretary of Labor for purposes of investigation to ascertain compliance with such rules, regulations, and orders.

(f) In the event of the Redeveloper's noncompliance with the nondiscrimination clauses of this Section, or with any of the said rules, regulations, or orders, the Agreement may be cancelled, terminated, or suspended in whole or in part and the Redeveloper may be declared ineligible for further Government contracts or federally assisted construction contracts in accordance with procedures authorized in Executive Order 11246 of September 24, 1965, and such other sanctions may be imposed and remedies invoked as provided in Executive Order 11246 of September 24, 1965, or by rule, regulation, or order of the Secretary of Labor, or as otherwise provided by law.

(g) The Redeveloper will include the provisions of Paragraph (a) through (g) of this Section in every contract or purchase order, and will require the inclusion of these provisions in every subcontract entered into by any of its contractors, unless exempted by rules, regulations, or orders of the Secretary of Labor issued pursuant to Section 204 of Executive Order 11246 of September 24, 1965, so that such provisions will be binding upon each such contractor, subcontractor, or vendor, as the case may be. The Redeveloper will take such action with respect to any construction contract, subcontract, or purchase order as the Agency of the Department of Housing and Urban Development may direct as a means of enforcing such provisions, including sanctions for noncompliance: Provided, however, that in the event the Redeveloper becomes involved in, or is

threatened with, litigation with a subcontractor or vendor as a result of such direction by the Agency or the Department of Housing and Urban Development, the Redeveloper may request the United States to enter into such litigation to protect the interests of the United States. For the purpose of including such provisions in any construction contract, subcontract, or purchase order, as required hereby, the first three lines of this Section shall be changed to read "During the performance of this Contract, the Contractor agrees as follows:", and the term "Redeveloper" shall be changed to "Contractor."

(h) The Redeveloper will include the provisions of Paragraphs (a), (b), and (h) in every contract, and will require the inclusion of these provisions in every subcontract entered into by any of its contractors, so that such provisions will be binding upon each such contractor or subcontractor, as the case may be. For the purpose of including such provisions in any construction contract or subcontract, as required hereby, the term "Redeveloper" and the term "Agency" may be changed to reflect appropriately the name or designation of the parties to such contract or subcontract.

(10) This Resolution is adopted for the purpose of inducing the Secretary of Housing and Urban Development to issue his approval of the retention of the said Property for the intended purpose and for the purpose of creating the covenants running with the land as set forth in Section 6. The proper officers of the Agency are hereby authorized, empowered and directed to cause a properly certified copy of this Resolution to be recorded among the land records in the office of Ingham County, and to furnish the Department of Housing and Urban Development with properly certified copies of this Resolution bearing evidence of such recordation.

Adopted by the following vote:

Unanimously.

By Committee on Planning and Committee On Public Service and Highways--

Resolved by the City Council of the City of Lansing:

Whereas, this Council has received a Petition requesting that the City Council of the City of Lansing take appropriate action to discontinue and vacate a part of the right of way for Birch Street, which segment of public street within the City of Lansing, Ingham County, Michigan, is described as follows:

All that part of Birch Street described as: Commencing at the Southeast corner of Block 1, Holmes & Sons Subdivision, thence S21°35'E 71.05 feet to a line connecting the Northeast corner of Block 2, Holmes & Sons Subdivision and the Northwest corner of Block 3, Albert E. Cowles Subdivision; thence Westerly along said line 26.13 feet to the Northeast

corner of Block 2, Holmes & Sons Subdivision; thence Northerly 66 feet to the point of beginning, City of Lansing, Ingham County, Michigan; Also described as: That part of the Northeast ¼ of Section 20, T4N, R2W, City of Lansing, Ingham County, Michigan commencing at the North ¼ corner of said Section 20, thence along the North Section line S89° 41'53"E 704.33 feet, thence South 1605.85 feet, thence N89°51'40"W 39.87 feet to the point of beginning, thence continuing N89°51'40"W 26.13 feet to the Northeast corner of Lot 1 of Block 2, Holmes and Sons Subdivision, as recorded in Liber 3 of Plats on page 12, Ingham County Records, thence North 66.0 feet to the Southeast corner of Lot 14, Block 1 of said Subdivision, thence S21°35'E 71.05 feet to the point of beginning, containing 862 square feet or 0.020 acres of land, more or less,

and, which specifically described part of Birch Street is hereinafter referred to as "the above-described part of Birch Street"; and

Whereas, the aforementioned petition requesting the vacating of the above-described part of Birch Street has been referred to the Planning Board and to the Public Service Board, both of which Boards have returned reports to the City Council recommending approval of the vacating of the above-described part of Birch Street; and

Whereas, the aforementioned petition requesting the vacating of the above-described part of Birch Street, together with the recommendations of the Planning Board and the Public Service Board, were referred to the Committee on Public Service and Highways and to the Committee on Planning, both of which Committees have recommended approval of the requested vacating of the above-described part of Birch Street,

Now Therefore, Be It Resolved that all of the above-described part of Birch Street be and the same hereby is completely and fully discontinued and vacated.

Be It Further Resolved that the City Clerk of the City of Lansing, within 30 days hereafter, shall forward a certified copy of this Resolution to the State Treasurer of the State of Michigan and a certified copy of this Resolution to the Register of Deeds of Ingham County, Michigan, for recording.

Adopted by the following vote:

Unanimously.

By Committee on Parks and Recreation--

Resolved by the City Council of the City of Lansing:

Whereas, the Park Board has submitted to City Council a revised fee and charge schedule for Park and Recreation activities and facilities; and

Whereas, the proposed charges in this schedule are in accordance with established procedures for determining such fees; and

Whereas, the Committee on Parks and Recreation has reviewed the proposed fee schedule and recommends its adoption until such time as they may be revised;

Now, Therefore Be It Resolved, that the City Council approve the attached list of fees and charges for use by the Department of Parks and Recreation, and that the Director of Parks and Recreation be authorized to put them into effect as of April 14, 1975, and

Be It Further Resolved that any Special Activities fees over \$1.00 for adults, \$3.00 for Family, \$.50 under 12 years of age, and \$3.00 per team, must be approved by the Committee on Parks and Recreation prior to the activity.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Young Women's Christian Association of Greater Lansing entered into a Contract effective from September 5, 1973 through June 30, 1974, to provide for a "Y" Girls Club; and

Whereas, said Contract was amended on June 6, 1974; and

Whereas, pursuant to said Contract Amendment, the City of Lansing agreed to pay the Young Women's Christian Association of Greater Lansing, a total not to exceed \$14,232.00; and

Whereas, the "average salary per month" for each of the Student Assistants employed throughout the life of the contract was inadvertently reduced from \$380.16 per month to \$260.20 per month; and

Whereas, said Contract Amendment was to have maintained the "average monthly salary per month" for each of the Student Assistants at the rate of \$380.16 per month as ratified in the original Contract and as intended by all parties to this Contract and its Amendment; and

Whereas, said Contract Amendment was to have, and did in fact, reduce the "months to be employed" from ten months to nine months; and

Whereas, said Contract Amendment was to have, and did in fact, reduce the total cost eligible to be paid to the Young Women's Christian Association of Greater Lansing for the employment of two Student Assistants from \$3,802.00 to \$2,347.00; and

Whereas, Seidman & Seidman, Certified Public Accountants, have determined that the expenditures for the Student Assistants did not exceed the total cost provided of \$2,347.00 in the Contract Amendment; and

Whereas, Seidman & Seidman, Certified Public Accountants, have determined that a portion of the expenditures paid to the Student Assistants, unless approved and ratified by the City Council of the City of Lansing, would be considered as ineligible costs because they do not conform to the budget allocations contained in the Contract Amendment;

Now, Therefore, Be It Resolved, that the City of Lansing, hereby authorizes and ratifies the expenditures of the Young Women's Christian Association of Greater Lansing for the two student assistants as delineated above.

Adopted by the following vote:

Unanimously.

By Committee on Personnel—

Resolved by the City Council of the City of Lansing:

That effective April 8, 1975, the City Personnel Director is authorized and directed to effect the following changes within the Planning Department section of the Classification and Compensation Plan:

- I — Delete one Human Resource Planner X position.
- II — Add one Assistant Planning Director X position.

Adopted by the following vote:

Unanimously.

By Committee on Personnel—

Resolved by the City Council of the City of Lansing:

That effective April 8, 1975, the City Personnel Director is authorized and directed to effect the following changes within the Public Service Department section of the Classification and Compensation Plan:

- I — Establish one "Assistant City Engineer X" position (State Registration required).
- II — Change the existing title only of one "Street Superintendent VI," to "Yard and Equipment Superintendent VI."
- III — Change the existing title only of one "Street Superintendent VI," to "General Street Superintendent VI."
- IV — Establish one "Assistant Street Superintendent V" position.

V — Establish one "Inventory Control Supervisor IIIAB" position.

VI — Delete one "Service Garage Attendant IIB" position.

All costs to be borne by current budgetary allocations.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows:

\$77,839.00 from Estimated Revenues
A/C 150-000-000-160

1,110.00 from Medical Expense
A/C 153-870-001-828

6,008.00 from Administrative Ex.
A/C 153-870-001-956

\$72,614.00 to Salaries
A/C 153-870-001-702

12,343.00 to Fringe Benefits
A/C 153-870-001-715

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

ZONING

By Councilman Gunther—

Whereas, by petition duly filed on the 17th day of February, 1975, this council was petitioned to change the following described property from "A" One Family Residence District to "DM" Multiple Family Dwelling District all as set forth in the Zoning Code of this City,

Whereas, the property involved is described as:

Z-8-75 — 3120 Ellen Street,

more particularly described as:

Lot 70, 71, south 23 feet of Lot 72, east 26.5 feet of Lot 30; also commenc-

ing southwest corner Lot 72; thence west 130 feet, north 23 feet, east 130 feet south, to beginning, Cedarbrook Subdivision, City of Lansing, Ingham County, Michigan,

from "A-1" Family Residential District to "DM" Multiple Dwelling District.

Whereas, pursuant to Act 207, Public Acts, 1921, the Planning Board advised the City Council to deny this request; and

Whereas the Planning Committee of Council, to whom was referred the report of the Planning Board, concurs therewith,

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "A-1" Single Family Residential District to "DM" Multiple Dwelling District be denied.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$7,682,799.90.

Signed:

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

ORDINANCES

By Councilman Belen—

The Committee reported that it had considered an ordinance providing, that the Code of Ordinances, City of Lansing, Michigan, be amended by revising subsections A(1), B, D(4) E(3), E(4) and E(5) of section 9A-13 of said code (Building—unsafe or dangerous) and recommended that the ordinance be passed.

Carried.

ORDINANCE NO. 387 (Building—unsafe or dangerous)

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing

that the Code of Ordinances, City of Lansing, Michigan, be amended by revising subsections A(1), B, D(4), E(3), E(4), and E(5) of Section 9A-13 of said code be placed on order of immediate passage.

Carried.

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing, that the Code of Ordinance, City of Lansing, Michigan, be amended by revising subsections A(1), B, D(4), E(3), E(4) and E(5) of Section 9A-13 of said Code be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 387

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN BE AMENDED BY REVISING SUBSECTIONS A(1), B, D(4), E(3), E(4) AND E(5) OF SECTION 9A-13 OF SAID CODE.

The City of Lansing Ordains:

Section 1. That Subsections A(1), B, D(4), E(3), E(4) and E(5) of Section 9A-13 of the Code of Ordinances of the City of Lansing, Michigan, be amended so that such subsections shall read as follows:

Sec. 9A-13. Unsafe or Dangerous.

A. General. It is unlawful for any owner or agent hereof to keep or maintain any unsafe or dangerous buildings. "Unsafe or dangerous buildings," means any building which has any of the defects or is in any of the conditions hereinafter described:

- (1) Whenever any door, aisle, passage-way, stairway or other means of exit does not conform to the fire codes applicable to Lansing and the Lansing Uniform Building Code.

B. Vacation. If the building or structure is in such condition as to make it immediately dangerous to the life, limb, property or safety of the public or the occupants, it shall be ordered to be vacated.

A sign shall be posted at or upon each exit of the building and shall be in substantially the following form:

"DO NOT ENTER
UNSAFE TO OCCUPY

It is a misdemeanor to occupy this building, or to remove or deface this notice.

Building Dept.
City of Lansing."

No person shall remain in or enter any building which has been so posted, except that entry may be made to repair, demolish or remove such building under permit. No person shall remove or deface any such notice after it is posted until (1) the required repairs, demolition, or removal has been completed, (2) the Building Official has given his written permission that the sign be removed, and (3) a Certificate of Occupancy, if applicable, has been issued pursuant to the provisions of the Uniform Building Code. Any person violating this subsection shall be guilty of a misdemeanor.

D. Notice.

- (4) The Mayor shall appoint two (2) or more Hearing Officers, one of whom shall be a registered engineer and who shall not be employees of the City. There shall be a minimum of one (1) hearing per month. The Building Official or his authorized representative shall file a copy of the notice of the dangerous or unsafe condition with the hearing officer.

E. Hearing and Costs.

- (3) If the owner, agent or lessee fails to appear or fails to act within two weeks from the date of the hearing, the hearing officer shall file a report of his findings and a copy of his order with the Lansing City Council and request that the necessary action be taken to demolish or otherwise make safe the building or structure. A copy of the findings and order of the hearing officer shall be served upon the owner, agent or lessee in the manner prescribed in Section D.
- (4) The Lansing City Council shall fix a date for hearing, reviewing the findings and order of the hearing officer and shall give notice to the owner, agent or lessee in the manner prescribed in Section D of the time and place of the hearing. At the hearing, the owner, agent or lessee shall be given the opportunity to show cause why the building should not be demolished or otherwise made safe and the Lansing City Council shall either approve, disapprove or modify the order for the demolition or making safe of the building or structure. If the City Council makes the determination that the buildings shall be demolished or made safe, the owner, agent, or lessee shall have twenty (20) days within which to commence repairs or demolition. If, after twenty (20) days, the Council's order has not been substantially complied with, Council may order the Building Official to proceed with the work specified in such order.
- (5) Any cost incurred by the City in the demolition or making the building safe shall be a lien against the real property and shall be reported to the assessing officer of Lansing who shall assess the cost against the property on which the building is located.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Councilman Brenke reminded the citizens that for the next 3 Saturdays will be "trash pick-up" at:

South side—S. Washington Park, 2600 blk S. Washington Ave.

West side—West side park at Stanley Street.

East side—Marshall Field at end of May Street.

Elsie Milner, 4102 Burchfield Dr., spoke.

The following persons spoke relative to the dismissal of Richard Baker from the Planning Department:

Karen Gierman, 607 Clifford St.

Pat Ryan, 318 Allen Street

Walter Kron, 418 West Street

Thomas Treanor, 1720 Edgewood Blvd.

Council adjourned at 8:20 P.M.

THEO FULTON,
City Clerk.

Lansing, Michigan

April 14, 1975

F/B

CITY CLERK'S OFFICE
Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE
U. S. POSTAGE
PAID
Permit No. 1461
Lansing, Michigan

283

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, April 21, 1975

CITY COUNCIL ROOMS

Lansing, Michigan
April 21, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Anas, Belen, Blair, Brenke, Ferguson, Gunther, May, McKane—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Gunther.

The record of the previous session was approved as printed.

HEARING ON PROPOSED CHANGE IN ZONING CLASSIFICATIONS

April 21, 1975, at 7:30 o'clock being the time set as the time for holding a hearing

on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-11-75 — Northeast corner of Renny Drive and Mint Rd.,

be rezoned from "H" Light Industrial District to "I" Heavy Industrial District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Referred to Committee on Planning.

April 21, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifica-

tions as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-10-75 — 1210 West Saginaw St.,

be rezoned from "F" Commercial, "J" Parking and "B" One Family Residence Districts to "D" Apartment District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Referred to Committee on Planning.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

ELECTRICAL CONTRACTORS — Lansing Electric Co., Martin Electric, Quality Electric, Inc., Howard E. Simmons, Root Electric, Dan Balasses, Barker-Fowler Electric, Central Electric Motor & Construction Co., Basil A. Simpson, Elton Piper, F. D. Hayes Electric Company, Hatzel & Buehler, Inc., Albert S. Harvath, Thomas Glennon, Benton Electric, Inc.

HEATING AND AIR CONDITIONING — Superior Sheet Metal Works, Post Mechanical Contractors, Inc., Lansing-Lewis Co., Franklin Holwerda Co., Haggart Plumbing & Heating, York Corporation, The Zack Company, Weindenfeller Engineering Co., E. H. Ward Company, United Piping & Erecting Co., David Sieffert, Simons-Evans, Inc., James Madison, David Hurst, Ralph H. Hamlin, Ronald K. Fisher, Ronald Leonard, Dormer Heating Company, Richard F. Rynkowski dba Richards' Heating & Air Conditioning, Joseph M. Day and/or Banner Engineering & Sales, Capital City Plumbing & Heating, William Ramsey, A-Able Heating Company, Adams and Rentsch Heating, Anderson Plumbing & Heating, Bergman Refrigeration & Air/Cond., C. G. Brenner, Inc., W. A. Brown Corporation, Cady Plumbing & Heating Co., Consumers Power Company, David W. Hilliard dba D. H. Services, Arthur C. DeVries, Mundo Faggion Plumbing & Heating, H. T. Graham Construction Co., Inc., John E. Green Plumbing & Heating, Jim Horn Heating, Howe's Refrigeration Service, Rial E. & Ruth A. Kellogg Refrigeration, W. P. Lander Heating.

BUILDING MOVER — Brown Brothers, Inc.

BUILDING WRECKER — Brown Brothers, Inc.

SIGN ERECTOR — Benton Electric, Inc., Michigan Signs, Inc.

DRAIN LAYER — R. G. Wilcox.

MECHANICAL DEVICE — Harry's Place (4), Holiday Inn-South, Federated Polish Home.

Referred to Committee on Ordinance and Contracts.

Petition filed for rezoning:

Z-13-75 — Lot 23 of Sonnenberg's Half Acre Subdivision, City of Lansing, Ingham County, Michigan, from "A" One Family Residence District to "F" Commercial District—(4411 S. Logan St.).

Referred to Planning Board.

Requests filed for special 24-hour liquor permits for:

Great Lakes Regional Bridge Tournament — June 5-6-7, 1975—Civic Center.

Parents without Partners—May 3, 1975—Reo Club House.

Lansing Jaycees — May 9 and 10, 1975 — Civic Center.

Spanish speaking Parents, Students and Teachers Organization of C. W. Otto Jr. High School—April 26, 1975—St. Theresa Parish Hall.

Referred to Committee on City Affairs.

Copy of letter sent to Mr. Vasil Dimitroff from Liquor Control Commission relative 1974 Class "C" license with Sunday Sales.

Received and placed on file with copy to Committee on Ordinance and Contracts.

Letter from Arthur A. Mauk thanking Council for action taken for the paving of Wabash Ave.

Received and placed on file with copy to Public Service Director.

Letter from Robert W. Townsend, Atty., representing Republic Development Co. in regard to appropriation of funds to the Greater Lansing Legal Aid Bureau.

Referred to Committee of the Whole.

Letter from Joseph F. McConnel in regard to requesting permission to investigate the archeological record on the grounds of the Dodge-Turner property.

Referred to Park Board and Committee on Parks and Recreation.

Letter from Mrs. Barbara Maner in regard to land deeded to city at the corner of Moores River Dr. and Logan St.

Referred to Park Board, Committee on Parks and Recreation and Committee on Buildings and Properties.

Letter from Sol de Aztlan in regard to requesting funds to repair equipment in use for the continuance of training program in radio communications.

Referred to Committee of the Whole and Committee on Finance.

REPORT OF COMMITTEES

The Committee on ORDINANCE AND CONTRACTS, approves the following applications and bonds for licenses:

ELECTRICAL CONTRACTORS — Lansing Electric Co., Martin Electric, Quality Electric, Inc., Howard E. Simmons, Root Electric, Dan Balasses, Barker-Fowler Electric, Central Electric Motor & Construction Co., Basil A. Simpson, Elton Piper, F. D. Hayes Electric Company, Hatzel & Buehler, Inc., Albert S. Harvath, Thomas Glennon, Benton Electric, Inc.

HEATING AND AIR CONDITIONING — Superior Sheet Metal Works, Post Mechanical Contractors, Inc., Lansing-Lewis Co., Franklin Holwerda Co., Haggart Plumbing & Heating, York Corporation, The Zack Company, Weidenfeller Engineering Co., E. H. Ward Company, United Piping & Erecting Co., David Sieffert, Simons-Evans, Inc., James Madison, David Hurst, Ralph H. Hamlin, Ronald K. Fisher, Ronald Leonard, Dormer Heating Company, Richard F. Rynkowski dba Richards' Heating & Air Conditioning, Joseph M. Day and/or Banner Engineering & Sales, Capital City Plumbing & Heating, William Ramsey, A-Able Heating Company, Adams and Rentsch Heating, Anderson Plumbing & Heating, Bergman Refrigeration & Air/Cond., C. G. Brenner, Inc., W. A. Brown Corporation, Cady Plumbing & Heating Co., Consumers Power Company, David W. Hilliard dba D. H. Services, Arthur C. DeVries, Mundo Faggion Plumbing & Heating, H. T. Graham Construction Co., Inc., John E. Green Plumbing & Heating, Jim Horn Plumbing, Howe's Refrigeration Service, Rial E. & Ruth A. Kellogg Refrigeration, W. P. Lander Heating.

BUILDING MOVER — Brown Brothers, Inc.

BUILDING WRECKER — Brown Brothers, Inc.

SIGN ERECTOR — Benton Electric, Inc., Michigan Signs, Inc.

DRAIN LAYER — R. G. Wilcox.

MECHANICAL DEVICE — Harry's Place (4), Holiday Inn-South, Federated Polish Home.

Signed:

ROGER T. MAY,
JACK D. GUNTHER,
LUCILE BELEN,
Committee on Ordinance and Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Great Lakes Regional Bridge Tournament for permission to serve alcoholic beverages at the Civic Center on June 5, 6, and 7, 1975, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Parents Without Partners for permission to serve alcoholic beverages at the Reo Club House on May 3, 1975, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Lansing Jaycees for permission to serve alcoholic beverages at the Civic Center in connection with the Michigan Jaycees State Convention on May 9 and 10, 1975, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Spanish Speaking P S & T Organization of C. W. Otto Junior High School for permission to serve alcoholic beverages at a benefit dance at St. Therese Parish Hall on April 26, 1975, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PUBLIC SAFETY, to whom was referred the recommendation of the Traffic Board that the following temporary revisions on Kingsley Court be in effect only until Vivian Riddle Court is opened to traffic:

1. Kingsley Court to be two-way;
2. No Parking At Any Time on Kingsley Court both sides from Logan Street to proposed Vivian Riddle Court.
3. No Left Turn from North on Logan to West on Kingsley Court, 7:00 A.M. to 9:00 A.M. and 3:00 P.M. to 6:00 P.M., except Saturday and Sunday.

reports as follows:

The Committee concurs in the recommendation of the Traffic Board.

Signed:

TERRY J. McKANE,
ROGER T. MAY,
WILLIAM A. BRENKE,
JOHN T. ANAS,
JOEL I. FERGUSON,
Committee on Public Safety.

By Councilman McKane—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred the rezoning petition Z-11-75 for property at Northeast corner of Remy Drive and Mint Road from "H" Light Industrial District to "T" Heavy Industrial District, reports as follows:

That said rezoning be approved:

Signed:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
LUCILE BELEN,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred the rezoning petition Z-10-75 for property at 1210 West Saginaw Street from "F" Commercial, "J" Parking and "B" One Family Residence District to "D" Apartment District., reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
LUCILE BELEN,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

City Treasurer submits report on condition of funds in treasury as of March 31, 1975.

Received and placed on file.

April 17, 1975

Honorable Mayor and Members

of the Lansing City Council

Lansing, Michigan

Re: Claim of Thomas M. Scott for damage to car allegedly caused by piece of broken pavement

Gentlemen:

Your City Attorney, to whom was referred the above claim, has made an investigation thereof and, on that basis, recommends that the claim be denied. Mr. Scott has not shown that the City had prior knowledge of the defect in the street.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Anas—

That we concur in the recommendation of the City Attorney.

Carried.

April 18, 1975

Honorable Mayor and Members

of the Lansing City Council

Re: Szyszkoski et al v City of Lansing (Miller-Marscot)

Gentlemen:

On April 14, 1975 the Honorable Raymond C. Hotchkiss ruled that rezoning Z-20-73 be declared null and void and that a permanent injunction against the implementation of that rezoning be granted. The Court found that portion of the ordinance which provides:

"If the Board approves the plans, they together with the recommendation of the

Board shall then be submitted to the City Council for consideration and approval"

limits the Council's authority to approve community unit plans which have not been previously approved by the Planning Board.

I am in complete agreement with Mr. Schoenberger that the decision is erroneous for the several reasons set forth in the City's brief. I am in further agreement with Mr. Schoenberger that a more desirable and practical alternative than an appeal in this matter would be to amend the Community Unit Plan Ordinance. I believe that Mr. Schoenberger has adequately set forth the reasons which militate against an appeal in this matter. I have enclosed for your convenience a copy of Mr. Schoenberger's recommendations together with suggested changes in the ordinance.

It should be noted that since Mr. Schoenberger has made his recommendation to me that the intervening defendant, Mr. Warner, has filed leave for an emergency appeal in the State Court of Appeals. Obviously the City of Lansing can not control this. However, as Mr. Schoenberger has noted, Mr. Warner's interests in sustaining the validity of the Zoning Ordinance and the City's interest in sustaining the Ordinance are similar. You may wish to consider joining in appeal to the limited extent of adopting Mr. Warner's arguments in the matter. This would not be inconsistent with a simultaneous revision of the Community Unit Plan Ordinance.

Respectfully submitted,

PETER D. HOUK,
City Attorney.

Referred to Committee on Ordinance and Contracts and City Attorney.

April 15, 1975

Honorable Mayor and Members

of the Lansing City Council

City of Lansing

Tenth Floor—City Hall

Lansing, Michigan 48933

Gentlemen:

On August 6, 1974, a letter was forwarded to you concerning the Seidman & Seidman audit of Citizens Congress, Inc. (PN-3) for the period from October 1, 1970 through July 31, 1973. In that letter, I reviewed the facts that there were certain defects pointed out in the audit, and that since the agency ceased to function after November, 1973 and those persons who had positions of responsibility with Citizens Congress, Inc. no longer had any association with our office, there appeared to be no means available to secure clarifying responses to the findings contained in that Seidman & Seidman audit report.

We recently received an audit report from Seidman & Seidman covering the subsequent period of the Citizens Congress, Inc., operation from the period August 1, 1973 through October 31, 1973. The same situation prevails in confronting the problem for obtaining meaningful responses to the findings of the most recent audit from Seidman & Seidman. There does not appear to be any feasible way that we could expect that a valid response be formulated to those audit exceptions contained in the Seidman & Seidman audit dated December 30, 1974.

In view of the above, this office does not feel that there should be any further action taken to clear the audits of Citizens Congress, Inc.

Respectfully submitted,

JACQUELINE WARR,
Director.

Referred to Committee of the Whole.

April 14, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: B-75-318 Crushed Stone

Gentlemen:

Eleven bids (per attached tabulation) for the purchase of crushed stone were opened at 3:00 P.M., E.S.T., on Tuesday, April 1, 1975.

Sawyer Transport, the low bidder, submitted a letter dated April 8, 1975, requesting his bid be withdrawn because his source of supply would not guarantee that the materials would meet State specifications. We are, therefore, recommending the next low bid submitted by Carl Schlegel, Inc., as our source of supply for 25A Crushed Stone at \$5.78 per ton, 31A Crushed Stone at \$5.78 per ton and 6A Crushed Limestone at \$4.05 per ton. Terms: Net 10th of the month.

Respectfully submitted,

VAUGHAN L. McKINCH,
Purchasing Director,

ROBERT R. BACKUS,
Public Service Director.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred

the recommendation of the Purchasing Director and the Director of Public Service that the bid submitted by Carl Schlegel, Inc., for the purchase of crushed stone—25A Crushed Stone at \$5.78 per ton, 31A Crushed Stone at \$5.78 per ton, and 6A Crushed Limestone at \$4.05 per ton, be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Agent and the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

April 17, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: B-75-330 Culvert Pipe

Gentlemen:

Attached is a tabulation of three bids for the purchase of culvert pipe, which were opened at 3:00 P.M., E.S.T., on Tuesday, April 15, 1975.

We recommend acceptance of the bid submitted by the Beach Mfg. Company for 6 in. pipe at \$1.86 per foot, 8 in. pipe at \$2.45 per foot, 10 in. pipe at \$3.02 per ft., 12 in. pipe at \$4.37 per ft. and 24 in. pipe at \$6.40 per ft. TERMS: $\frac{1}{2}\%$ - 10 days - net. The only variance in the three identical bids received is the invoice discount. Our requirements for culvert pipe become less every year and the out of town suppliers prefer to deliver a truck load, which far exceeds our usage.

Respectfully submitted,

VAUGHAN L. McKINCH,
Purchasing Director,

ROBERT R. BACKUS,
Public Service Director,

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred

the recommendation of the Purchasing Director and the Public Service Director that the bid submitted by the Beach Mfg. Company for 6 in. culvert pipe at \$1.86 per foot, 8 in. pipe at \$2.45 per foot, 10 in. pipe at \$3.02 per foot, 12 in. pipe at \$4.37 per foot, and 24 in. pipe at \$6.40 per foot, be accepted, reports as follows:

The Committee concurs in the recommendation of the Director of Public Service and the Purchasing Director.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

April 17, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: B-75-332 Construction Materials

Gentlemen:

Attached is a tabulation of two bids for the purchase of cement bricks, air entraining Portland cement, and premolded bituminous joint filler, which were opened at 3:00 P.M., E.S.T., on Tuesday, April 15, 1975.

We recommend acceptance of the low bid submitted by Martin Block for cement bricks in minimum pallet loads of 2,000. We, also, recommend acceptance of the bid submitted by Darling Builders Supply for air entraining Portland cement and premolded bituminous joint filler because Martin Block's bid is based on pallet loads, which far exceeds our requirements.

Respectfully submitted,

VAUGHAN L. McKINCH,
Purchasing Director,

ROBERT R. BACKUS,
Public Service Director.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred

the recommendation of the Purchasing Director and the Director of Public Service that the low bid submitted by Martin Block for cement bricks in minimum pallet loads of 2,000 and the bid submitted by Darling Brothers Supply for air entraining Portland cement and premolded bituminous joint filler, be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

April 17, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: B-75-329 Sewer Castings

Gentlemen:

Attached is a tabulation of four bids for the purchase of various sewer castings, which were opened at 3:00 P.M., E.S.T., on Tuesday, April 15, 1975.

We recommend acceptance of the bid submitted by East Jordan Iron Works, who was low bidder on several items. The next low bidder, Neenah Foundry, restricted us by stating his prices were based on the quantities we offered as approximate quantities and there is no way we can guarantee the estimated quantities. Also delivery from Neenah is approximately 100 days. We also recommend acceptance of the bid submitted by Advance Castings for Item F. TERMS: Net 30 Days.

Respectfully submitted,

VAUGHAN L. McKINCH,
Purchasing Director,

ROBERT R. BACKUS,
Public Service Director.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred

the recommendation of the Purchasing Director and the Director of Public Service that the bids submitted by East Jordan Iron Works for the purchase of Sewer Castings, and Advance Casting for Item F—Sewer Castings, be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

April 17, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: B-75-331 Ready-Mix Concrete

Gentlemen:

Attached is a tabulation of three bids for the purchase of ready-mix concrete, which were opened at 3:00 P.M., E.S.T., on Thursday, April 15, 1975.

We recommend acceptance of the low bid submitted by the Cheney Concrete Company. We, also, recommend the Martin Block Corporation as an alternate in the event Cheney is unable to deliver when required. The terms for both companies are 2%—10th Prox.

VAUGHAN L. MCKINCH,
Purchasing Director,

ROBERT R. BACKUS,
Public Service Director.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the recommendation of the Purchasing Director and the Director of Public Service that the low bid submitted by the Cheney Concrete Company and the bid from Martin Block Corporation as an alternate for the purchase of Ready-mix Concrete, be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

April 17, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: B-75-328 Clay Sewer Pipe

Gentlemen:

One bid for the purchase of clay sewer pipe was opened at 3:00 P.M., E.S.T., on Thursday, April 15, 1975.

We recommend acceptance of the bid submitted by Darling Builders Supply according to the attached tabulation.

Respectfully submitted,

VAUGHAN L. MCKINCH,
Purchasing Director,

ROBERT R. BACKUS,
Public Service Director.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the recommendation of the Purchasing Director and the Director of Public Service that the bid submitted by Darling Builders Supply for the purchase of Clay Sewer Pipe, be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

April 17, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: B-75-327 Sewer Pipe

Gentlemen:

Two bids for the purchase of concrete sewer pipe and concrete manhole components (per the attached tabulation) were opened at 3:00 P.M., E.S.T., on Tuesday, April 15, 1975.

We recommend acceptance of the bids submitted by Darling Builders Supply for the concrete sewer pipe and Northern Concrete Pipe for the precast concrete manhole components. TERMS: Darling—2% 10th Prox.; Northern—5% 30 days.

Respectfully submitted,

VAUGHAN L. McKINCH,
Purchasing Director,

ROBERT R. BACKUS,
Public Service Director.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the recommendation of the Purchasing Director and the Director of Public Service that the bid submitted by Darling Builders Supply for the purchase of concrete sewer pipe and bid submitted by Northern Concrete Pipe for the precast concrete manhole components, be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

April 17, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: B-75-319 Sand & Gravel

Gentlemen:

Eight bids per the attached tabulation for the purchase of sand and gravel were opened at 3:00 P.M., E.S.T., on Tuesday, April 1, 1975.

We recommend acceptance of the low bid submitted by Wicker's, Inc., for 20A Aggregate at \$2.04 per ton, 22B Aggregate at \$1.97 per ton, 3CS Sand at \$1.61 per ton, and Class II Fill Sand at \$1.35 per yard.

Respectfully submitted,

VAUGHAN L. McKINCH,
Purchasing Director,

ROBERT R. BACKUS,
Public Service Director,

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the recommendation of the Purchasing Director and the Director of Public Service that the bid submitted by Wicker's, Inc., for the purchase of sand and gravel—20A Aggregate at \$2.04 per ton, 22B Aggregate at \$1.97 per ton, 3CS Sand at \$1.61 per ton, and Class II Fill Sand at \$1.35 per yard, be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

April 8, 1975

Honorable Mayor Gerald W. Graves and

Members of Lansing City Council

Ninth Floor, City Hall

Lansing, Michigan 48933

Dear Mayor and Council Members:

This is to inform you that the Model Cities Policy Board took action regarding the involvement of the physically handicapped in the Model Cities program and the City. One of the items involves the appropriate representation of the handicapped in the City. In order to make this possible, the Policy Board recommends that the Mayor and City Council consider the appointment of the physically handicapped to serve on the various City boards.

Attached is a copy of all recommendations pertaining to this general policy for your information.

Sincerely yours,

EUGENE L. LOYD,
President,
Model Cities Policy Board.

Referred to Mayor's Office and Committee of the Whole.

April 17, 1975

Honorable Mayor Gerald W. Graves

and Members of Lansing City Council

City of Lansing

Lansing, Michigan 48933

Gentlemen:

The Human Relations Committee at their April meeting voted unanimously to recommend an amendment to The Human Relations Code of Ordinance 17B and The Municipal Code of Fair Practices to include, "physically handicapped."

Public Law 93-112, signed into affect, September 26, 1973, mandates under Sec. 504, "No otherwise qualified handicapped individual in the United States as defined in Section 7(6), shall, solely by reason of his handicap, be excluded from the participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal financial assistance."

The Rehabilitation Act, Public Law 92-112 was later set forth in Title 20, Chapter VI, Subchapter C, Part 741 of the Code of Federal Regulations, effective on June 11, 1974, which among other things, "requires Government contractors and sub-contractors to take affirmative action to employ and advance in employment of qualified handicapped individuals."

The Human Relations Committee feels very strongly that all affirmative action plans should be amended to include "physically handicapped."

Sincerely,

THE LANSING HUMAN
RELATIONS COMMITTEE,
Stuart J. Dunning, Jr.,
Chairperson,

Richard D. Letts,
Director,
Equal Opportunity Officer.

Referred to Committee on Ordinance and Contracts.

April 10, 1975

BP-4-75

Honorable Mayor and

Members of City Council

Gentlemen:

On April 1, 1975 the Planning Board voted to approve a request for an easement by Joseph and Blanche Mance of 1023 Clear Street for a garage that was constructed on City property.

The easement was to be granted subject to the same conditions that an easement was granted on November 26, 1974, for a neighbor's garage at 1017 Clear Street. Those conditions are that, "said easement . . . terminate upon removal or destruction of said garage and . . . be subject to a right-of-way to the City of Lansing for the street, alley, or public utility purposes."

This recommendation was by unanimous vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Public Service and Highways.

April 16, 1975

Honorable Mayor Graves

and Members of City Council

Gentlemen:

At the request of the Public Safety Committee, the Traffic Board reconsidered the request for STOP signs on Sunderland Road at Ginger Snap Lane. After considerable discussion and review of additional volume data, a motion to recommend that STOP signs be erected failed by a vote of 8 Yeas and 2 Nays.

During further discussion, some members of the Traffic Board felt since engineering warrants for STOP signs do not exist that YIELD signs should be erected and then evaluated after a period of time. If, in fact, the YIELD signs did not reduce the hazards at the intersection, STOP signs could be recommended.

A motion to recommend YIELD signs be erected on Sunderland Road at Ginger Snap Lane was approved by a 5-0 vote. This reaffirms the recommendation made by the Traffic Board on January 8, 1975.

Respectfully submitted,

LANSGING TRAFFIC BOARD,
Raymond O. Severy,
Secretary.

Referred to Committee on Public Safety.

April 9, 1975

Honorable Mayor and
Members of City Council

RE: SUP-2-75

Gentlemen:

At their meeting April 8, 1975, the Waterfront Development Board reviewed and approved the request to build in the flood plains of the Grand River, Red Cedar River and the Sycamore Creek.

The projects approved in the Grand River flood plain were:

1. Moores Park canoe portage
2. River Street Park launching site

In addition, the proposed docking facility in the Red Cedar River flood plain and the proposed starter house at the Sycamore Golf Course were approved.

Sincerely,

RAMONA J. BRETZ,
Chairman,
Waterfront Development
Board.

Referred to Committee on Planning.

April 21, 1975

Honorable Mayor Graves and
Members of City Council
Lansing, Michigan

Subject: Minority Report on Richard
Baker Case

Gentlemen:

As a matter of public record, I am herewith submitting to you a report of my po-

sition, relative to the dismissal of Dick Baker, Neighborhood Planner, Department of Planning. In no way should this document be misconstrued as one of accusation, rather, since my views differ from the consensus of the Personnel Committee, consider this a minority report on the above.

To date, I am not convinced that Dick Baker has committed any acts of misconduct, nor has he been proven incapable of performing his job. I have seen no documentation in his file indicative of any incompetence on his part. But, on the contrary, Mr. Baker has consistently received merit increases through regular departmental channels. In essence, he has been repeatedly rewarded for a job "well done."

It is a fact that when the Planning Department submitted its budget request, Mr. Baker had been included as part of the staff for fiscal year 1975-1976. But since the time of the Mayor's Budget Committee hearings, Mr. Baker's position was excluded. Why?

On March 24, 1975, Mayor Graves made a promise to all residents and taxpayers of Lansing, that his new budget would permit the city to operate without the layoff of regular City employees. The Mayor's Budget Message clearly states . . . "This Recommended Budget does not call for layoffs of regular employees—it does, however, direct certain departments to make use of Federally funded programs to the advantage of the unemployed and the City." Dick Baker is a regular city employee, a taxpayer, and a resident of Lansing. The commitment of no layoffs of regular employees is now being challenged.

If, in fact, the only reason Mr. Baker is being "laid off" is due to a lack of funds in the existing budget of the Planning Department, then it is an obligation of this Council to do what is equitable. I recommend a transfer of funds from the Emergency Account to the Personnel line item of the Planning Department Budget. This would guarantee funds available to maintain Richard Baker's position. Furthermore, I feel Mr. Baker should be compensated for any loss of income directly relating to this case.

Until such time as I am convinced, by proof of incriminating evidence set forth, I hold firm in my position opposing the dismissal of Mr. Richard Baker.

Respectfully submitted,

JAMES D. BLAIR,
Councilman At Large.

By Councilman Ferguson—

That this be referred to the Committee on Finance and Committee on Personnel.

Carried.

April 21, 1975

Honorable Mayor Pro-Tem and
Members of the Lansing City Council
City Hall
Lansing, Michigan
Dear Mayor Pro-Tem and
Council Members:

Attached please find a communication from Downs and Edwards, Attorneys at Law, in regard to Mr. Richard Baker, which is self-explanatory.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

April 17, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
Tenth Floor—City Hall
Lansing, Michigan
Dear Mayor Pro-Tem and
Council Members:

Please be advised that this office has received a communication from Mr. Robert E. Wright, Jr. accompanied by a petition signed by owners and residents of 45 of the 46 residences on Jackson Street in opposition to a proposal to form a through street in a westerly direction from Chilson Street to Logan Street.

In addition to the above noted petition, a second petition prepared by Mrs. Mervin Quimby of 2901 Creston Avenue has been received which has been signed by numerous residents on Creston Avenue, Howell, Turner and Jackson Streets. These petitions are again in opposition to the same proposal.

I have been advised by the Planning Department that the East-West Study, made in prior years, on this subject, has never been adopted as an operational plan. Further, it should be noted that this item has not been included in the 1975-80 Capital Improvements Program.

If you possess information on this matter other than noted in the preceding paragraph, I would appreciate you advising me accordingly.

Respectfully,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Planning and Committee on Public Service and Highways.

April 18, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
Tenth Floor—City Hall
Lansing, Michigan
Dear Mayor Pro-Tem and
Council Members:

I am submitting to you herein the Quarterly Progress Reports submitted to me from my Executive Assistant and PSE Coordinator, Robert B. Black, for the periods from November 1, 1974 through June 30, 1975.

They are self-explanatory in nature. However, if you have any questions please feel free to contact my office.

Respectfully,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

April 18, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
Tenth Floor—City Hall
Lansing, Michigan
Dear Mayor Pro-Tem and
Council Members:

For your information I am forwarding to you a report from my Executive Assistant and PSE Coordinator, Robert B. Black updating our CETA Service and Status Reports.

If you have any questions regarding this communication please feel free to contact my office accordingly.

Respectfully,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

THE PUBLIC MAY NOW ADDRESS THE COUNCIL ON ANY OF THE FOLLOWING RESOLUTIONS—YOU MAY SPEAK ONLY FOR 3-MINUTES ON ANY ONE RESOLUTION.

The following persons spoke relative to dismissal of Richard Baker.

James Edwards, 1411 S. Genesee Dr.,
attorney for Richard Baker.

Jean Smith, 1515 W. Kalamazoo St.

Carlyle Cromwell, 1133 W. Allegan St.

Peggy Weaver, 129 Shepard St.

James Mead, 426 Clifford St.

RESOLUTIONS

By Committee on Public Service and
Highways—

Resolved by the City Council of the City
of Lansing:

That it is hereby determined to be a mat-
ter of public health and necessity to con-
struct storm and sanitary sewers in the
Hector Drain Sewer Area (as listed below)
for the purpose of separating those sewers
presently under the combination sewer sys-
tem, and that the construction of this work
is hereby ordered.

STORM SEWERS

Dunlap St. from Logan St. to Atlas St.

Stirling St. from Dunlap St. to Loa St.

Loa St. from Logan St. to Atlas St.

On easement from Logan St. south 340 ft.
to existing storm sewer

Harold St. from Holmes Rd. S. to serve
Lots 29 & 30, Walter Holmes Rd. Sub-
division No. 1

Holmes Rd. from Lowcroft St. to Palmer
St.

Lowcroft St. from Holmes Rd. to Mason St.

On easement from Lowcroft to Burchfield
on vacated Bohnet St.

Rouse St. from Lowcroft St. to Schlee St.

SANITARY SEWERS

Palmer St. from Berry Ave. to Dunlap St.

Astor St. from Palmer St. East 408 ft.

Palmer St. from Holmes Rd. South to In-
terceptor South of Rouse St.

And Further, that the cost of this con-
struction is to be financed by assessment to
the benefited property owners and from
City Funds (Bond Issue, Capitol Improve-
ment Accounts).

The Department of Public Service is here-
by directed to prepare as far as necessary,
plans and specifications for this project and
it is further directed to estimate in detail
the cost of said project and to furnish said
information to the City Council.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and
Properties—

Resolved by the City Council of the City
of Lansing:

Whereas, the Lansing Building Commis-
sioner determined on November 30, 1973,
that the building located at 108-110 S.
Logan, Lansing, Michigan, was an unsafe
or dangerous building as defined in Section
203 of the Uniform Building Code and the
housing law of Michigan, and

Whereas, the Building Commissioner is-
sued a notice to Mr. Jonathan Watts,
owner, as appears from the last local tax
assessment records, requesting him to ap-
pear at a hearing to show cause why the
building should not be demolished or other-
wise made safe; and

Whereas, a hearing before the Hearing
Board was held March 20, 1975, at which
hearing, Mr. Jonathan Watts did appear,
and the Hearing Officers determined that
the building did not meet minimum housing
code standards and ordered the building
demolished or otherwise made safe; and

Whereas, said Hearing Officers have
filed a report of their findings and order
with the Lansing City Council, and have
requested the City Council to take appro-
priate action under Section 203 of the Uni-
form Building Code and the housing law
of Michigan, to require that said building
be demolished or otherwise made safe; now,
therefore be it

Resolved, that a hearing be scheduled for
May 12, 1975, at 7:30 o'clock, at the cham-
bers of the Lansing City Council, to re-
view the findings and order of the Hearing
Officers, and to approve, disapprove, or
modify said order, and that the owner shall
have the opportunity to appear at the hear-
ing and show cause why the aforesaid
building should not be demolished or other-
wise made safe; now therefore be it further

Resolved, that written notice of the time
and place of said hearing shall be personally
served or mailed by certified mail, return
receipt requested, to said owner in whose
name the property appears according to the
last tax assessment records; and that said
notice shall be served or mailed at least
ten (10) days prior to said hearing date.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and
Properties—

Resolved by the City Council of the City
of Lansing:

Whereas, the Lansing Building Commis-
sioner determined on September 9, 1971,
that the building located at 116 S. Logan,
Lansing, Michigan, was an unsafe or dan-
gerous building as defined in Section 203
of the Uniform Building Code and the
housing law of Michigan, and

Whereas, the Building Commissioner issued a notice to Jonathan Watts, Audrey Ann Gould, and Jean E. Henshaw, owners, as appears from the last local tax assessment records, requesting him to appear at a hearing to show cause why the building should not be demolished or otherwise made safe; and

Whereas, a hearing before the Hearing Board was held March 20, 1975, at which hearing, Mr. Jonathan Watts did appear, and the Hearing Officers determined that the building did not meet minimum housing code standards and ordered the building demolished or otherwise made safe; and

Whereas, said Hearing Officers have filed a report of their findings and order with the Lansing City Council, and have requested the City Council to take appropriate action under Section 203 of the Uniform Building Code and the housing law of Michigan, to require that said building be demolished or otherwise made safe; now, therefore be it

Resolved, that a hearing be scheduled for May 12, 1975, at 7:30 o'clock, at the chambers of the Lansing City Council, to review the findings and order of the Hearing Officers, and to approve, disapprove, or modify said order, and that the owner shall have the opportunity to appear at the hearing and show cause why the aforesaid building should not be demolished or otherwise made safe; now therefore be it further

Resolved, that written notice of the time and place of said hearing shall be personally served or mailed by certified mail, return receipt requested, to said owner in whose name the property appears according to the last local tax assessment records; and that said notice shall be served or mailed at least ten (10) days prior to said hearing date.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

Whereas, the Ingham County Medical Care Facility is an essential and necessary facility for our community; and

Whereas, this facility must be retained for the citizens of Ingham County; and

Whereas, a guaranteed financial support is required for the Ingham County Medical Care Facility to function and continue to provide the services at the present facility known as the Ingham County Extended Care Facility;

Now, Therefore, Be It Resolved that the Mayor and Lansing City Council do endorse and recommend the passage of the one mill for three years as requested in the Millage Election to be held May 6, 1975.

Adopted by the following vote:

By Committee on Public Safety—

Resolved by the City Council of the City of Lansing:

Whereas, the Capital Area Transportation Authority has received a demonstration grant from the Department of State Highway and Transportation; and,

Whereas, this grant will provide the public transit information for all modes of transportation; and

Whereas, phase one of this demonstration project requires that three information signs be erected at the 3 bus stop locations along Grand Avenue; and,

Whereas, the City Attorney has determined that these signs may be classified as directional signs pursuant to Section 9.55.1 subparagraph (14) of the Lansing sign code; and,

Whereas, Section 9-46 (8) of the sign code provides that variances to such code may be granted by the Board of Appeals; and,

Whereas, the Board of Appeals has indicated that these signs may be installed upon receipt of a proper building application;

Now, Therefore, Be It Resolved that the City Council of the City of Lansing gives approval to CATA to install such signs after receipt of a building permit and providing that within one year from the date of installation CATA will review with the City Planning Department and the Housing & Redevelopment Department the compatibility of these signs in relation to the adjacent environment and if the Planning Board and the Housing & Redevelopment Board find these signs to be incompatible they shall be removed within 30 days of such findings by these boards.

Adopted by the following vote:

Unanimously.

By Committee on Personnel—

Resolved by the City Council of the City of Lansing:

On Wednesday, April 9, 1975, the City Council Committee on Personnel met in special session at the call of Chairman Gunther, in order to hear all of the evidence surrounding a grievance filed by Mr. Richard Baker, an employee of the Planning Department, and alleging unfair treatment by the Planning Director. The special session, though not required by the provisions of Section XIII of the City Personnel Rules, was invoked in a spirit of equity to the principals and in view of the voluminous and complex nature of the records of fact involved in the grievance.

In attendance were:

Councilman Gunther
Councilman Belen

Councilman Brenke
 Councilman May
 Councilman Blair
 City Personnel Director
 City Attorney
 City Planning Director (Principal)
 Mr. Baker (Grievant)
 Mr. Edwards (Grievant's Legal Counsel)

Certain other members of the Planning Department Administrative Staff attended as observers, not directly participating in the hearing. During these proceedings, all principals were given every opportunity to present argument, exhibits, and all evidence of record to the Committee. In addition, the City Personnel Director conducted pre-hearing interviews with both principals, including the mutual scrutiny of all pertinent records. Following the hearing the Council Committee on Personnel engaged itself upon a comprehensive and lengthy analysis and study of all testimony and evidence before it.

The Council Committee on Personnel recommends the following final disposition of the grievance.

I—That we concur with the Planning Director's action leading to Mr. Baker's layoff due to a lack of funds in the existing budget and in the proposed budget for fiscal 1975-76.

II—That if Mr. Baker elects to file a claim for unemployment compensation against the City of Lansing, the City shall honor such claim and not dispute same.

By Councilman Belen (McKane)—

That the resolution be tabled.

Lost by the following vote:

Yeas: Councilmen Belen, Blair, Ferguson, McKane—4.

Nays: Councilmen Anas, Brenke, Gunther, May—4.

By Councilman Ferguson (Blair)—

That the resolution be referred to the Committee on Finance.

Lost by the following vote:

Yeas: Councilman Belen, Blair, Ferguson, McKane—4.

Nays: Councilmen Anas, Brenke, Gunther, May—4.

The resolution was then read and adopted by the following vote:

Yeas: Councilmen Anas, Belen, Brenke, Gunther, May—5.

Nays: Councilmen Blair, Ferguson, McKane—3.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows:

\$ 2,700.00 from Estimated Revenues
 A/C 101-000-000-160

\$ 2,700.00 to Senior Citizen
 Travel
 A/C 101-723-000-873

\$22,260.00 from Fund Balance
 A/C 101-000-000-390

\$22,260.00 to Bus Subsidy
 A/C 101-934-120-969

\$ 400.00 from Operating Supplies
 A/C 153-311-000-740

\$ 400.00 to Equipment
 A/C 101-931-000-977

I hereby certify that funds are available.

JAMES W. DOWSETT,
 Director of Finance.

Approved:

JOHN T. ANAS,
 TERRY J. McKANE,
 JAMES D. BLAIR,
 JACK D. GUNTHER,
 WILLIAM A. BRENKE,
 Committee on Finance.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows:

\$1,200.00 from Capital Improvements
 Building—Fund Reserve
 A/C 101-936-020-975

\$1,200.00 to Acquisition—Grants
 Bldg.
 A/C 101-936-026-975

I hereby certify that funds are available.

JAMES W. DOWSETT,
 Director of Finance.

Approved:

JOHN T. ANAS,
 TERRY J. McKANE,
 JAMES D. BLAIR,
 JACK D. GUNTHER,
 WILLIAM A. BRENKE,
 Committee on Finance.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT I

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That it is hereby determined to be a public necessity to construct Sanitary Sewers in Hector Drain Sewer Area: Palmer St. from Berry to Dunlap St.; Astor Ave. from Palmer St. East 408 ft., Palmer St. from Holmes Rd. south to interceptor south of Rouse St. as ordered; see Council Resolution 4-21-75.

That the Department of Public Service be and hereby is directed to cause to be prepared so far as necessary, diagrams and plats of the whole of said district, and/or plans and specifications for such project, and is further directed to estimate in detail the cost of said project, and furnish said information to the Council.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That it is hereby determined to be a public necessity to construct Storm Sewer in Hector Drain Sewer Area: Dunlap St. from Logan St. to Atlas St.; Stirling St. from Dunlap St. to Loa St.; Loa St. from Logan St. to Atlas St.; On easement from Logan St. south 340 ft. to existing storm sewer; Harold St. from Holmes Rd. south to serve Lots 29 & 30 of Walter Holmes Rd. Sub-division No. 1; Holmes Rd. from Lowercroft St. to Palmer St.; Lowercroft St. from Holmes Rd. to Mason St.; On easement from Lowercroft to Burchfield on vacated Bohnet St.; Rouse St. from Lowercroft St. to Schlee St.; as ordered; see Council Resolution 4-21-75.

That the Department of Public Service be and hereby is directed to cause to be prepared so far as necessary, diagrams and plats of the whole of said district, and/or plans and specifications for such project, and is further directed to estimate in detail the cost of said project, and furnish said information to the Council.

Adopted by the following vote:

Unanimously.

ZONINGS

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

SUP-3-75 — 1507 Jerome St.,

Special use permit for housing facility for youths.

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed special use permit.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 12th day of May, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 3rd day of March, 1975, this Council was petitioned to change the following described property from "F" Commercial, "J" Parking and "B" One Family Residence Districts to "D" Apartment District all as set forth in the Zoning Code of this City, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 21st day of April, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-10-75 — 1210 West Saginaw Street,

more particularly described as:

Lot 90

from "F" Commercial District to "D" Apartment District,

Lots 80-89

from "J" Parking District to "D" Apartment District,

Lots 77, 78, 79, Lots 97-105, Lots 129-140

from "B-1" Family Residential District to "D" Apartment District,

Lots 91 through 96

from "J" Parking District to "D" Apartment District and

Lot 141

from "J" Parking District to "D" Apartment District, and

All that portion of Clayton Street lying between Oakland Avenue on the north and Saginaw Street on the south

to "D" Apartment District;

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised City Council to approve this request subject to review of a site plan by the Planning Department, Traffic Department, Public Service Department prior to the issuance of building permits. This review would insure protection of all the adjacent properties, adequate traffic flow, and proper installation of public utilities; and

Whereas the Planning Committee of Council, to whom was referred the report of the Planning Board, concurs therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property to the district as outlined above, be approved subject to review of a site plan by the Planning Department, Traffic Department, and Public Service Department prior to the issuance of Building Permits. This review would insure the protection of all adjacent properties, adequate traffic flow, and the proper installation of all public utilities.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 3rd day of March, 1975, this Council was petitioned to change the following described property from "H" Light Industrial District to "I" Heavy Industrial District all as set forth in the Zoning Code of this City, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 21st day of April, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-11-75 — Northeast corner of Remy Drive and Mint Road,

more particularly described as:

Lot 2 of Lantex Industrial Park, City of Lansing, Ingham County, Michigan,

from "H" Light Industrial District to "I" Heavy Industrial District.

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised the City Council to approve this request; and

Whereas the Planning Committee of Council, to whom was referred the report of the Planning Board, concurred therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "H" Light Industrial District to "I" Heavy Industrial District be approved.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$835,197.47.

Signed:

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—Blair—

Resolved by the City Council of the City of Lansing:

That the rule prescribed in Sec. 5.5 (g) of the Charter relative to considering business not on the agenda, be waived.

Carried.

Request from Fisher Body Division of General Motors Corp. to serve alcoholic beverages at Mich. National Guard Armory on May 3, 1975.

Referred to Committee on City Affairs.

Letter from United Farmworkers of America, AFL-CIO to march and rally on May 5, 1975.

Referred to Police Chief and Committee on City Affairs with power to act.

Request from Architectural Building Products, Inc., to encroach on City prop-

erty to erect a pedestrian protective barrier on sidewalk adjacent to building at 401 S. Washington.

Referred to Public Service Department and Police Department.

Letter of thanks from Lansing Council of Parent Teacher Associations on discussion relative bicycle path system at meeting April 15, 1975.

Referred to Committee on Public Safety, Committee on Planning, Park Department and Committee on Parks and Recreation.

Resolution from Resident Assembly Citizens Council in regard to dismissal of Richard Baker.

Received and placed on file.

REPORT OF COMMITTEE

The Committee on CITY AFFAIRS, to whom was referred the request for permission to serve alcoholic beverages at a Fisher Body retirement party to be held at the Michigan National Guard Armory on S. Washington Avenue on May 3, 1975, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
ROGER T. MAY,
JAMES D. BLAIR,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

DATE: 4-15-75

TO: Mayor and City Council

FROM: James W. Dowsett,
Director of Finance

SUBJECT: Model Cities Transition Procedures—Submission of Deadline Date for Completion of Comprehensive City Demonstration Programs

The City of Lansing has recently received, under cover of a HUD transmittal letter dated 3-31-75, HUD handbook No.

3135.2 entitled 'Model Cities Transition Procedures Handbook.' In the transmittal letter, HUD references the handbook and specifically requests the City of Lansing to:

- 1) Remind local staff and particularly fiscal officers of their duty to carry out the necessary task to close the Model Cities Grant accounts.
- 2) Appoint a Model Cities liaison person who most appropriately coordinates the fiscal responsibilities of the City during the next several months.
- 3) Establish the deadline date for completion of Model Cities Grant Assistance to Comprehensive City Demonstration Programs (after which date no further costs can be incurred from Model Cities Grant Funds).

HUD further requests the City to submit by 4-9-75 the name of the person responsible for liaison of fiscal matters. (Finance Director designated by the Mayor and HUD so advised on 4-9-75) and to submit by 4-18-75 the deadline date for completion of CCDF (submission date extended to 4-28-75 per phone call). Therefore, after reviewing the Model Cities transition handbook, I submit to you a synopsis of the transition responsibilities of the City of Lansing; also, my recommendation as to the deadline date to be submitted to HUD by 4-28-75 and some further recommendations relative to Council action necessary to insure coordination of our fiscal effort.

TRANSITION RESPONSIBILITIES

June 30, 1975, is the deadline for HUD approval of new projects and activities. No Model Cities grant funds may be used for any project or activity which is not included in the approved CCDF on June 30, 1975. Prior to June 30, 1975, grant funds may be reprogrammed into both previously approved and new projects and activities, as well as into program administration. Thereafter, grant funds may only be reprogrammed into previously approved projects and activities and into program administration.

September 30, 1975 is the deadline for the City obligation of grant funds. Model Cities grant funds must be obligated under contracts between the City and third parties (i.e., operating agencies and contractors) or under formal cooperative agreements between the City Demonstration Agency and other City departments on or prior to September 30, 1975, except for program administration. Any grant funds not so obligated by that date will be recaptured by HUD. However, any grant funds which become deobligated after the obligation deadline date, for instance, as a result of the premature termination of third-party contracts or cost underruns, may be reprogrammed into previously approved projects and activities or into program administration.

Without restating the detailed transition instructions contained in the handbook, I can advise you that HUD defines the pa-

rameters within which grant funds can be expended from now to the deadline date. Certain exceptions to the deadline date are made for capital projects, relocation activities and economic and housing development corporation projects, but then require a detailed identification of proposed activities and requires the City to fund any excess which may become necessary in order to carry out a contractual agreement.

The City is mandated in all cases of third-party contracts to continue those monitoring and auditing services required under the Model Cities program in the past. There are also many additional responsibilities to be considered in the making of final reports, control of program properties and record retention.

RECOMMENDED DEADLINE FOR COMPLETION OF MODEL CITIES GRANT ASSISTANCE TO CCDP

HUD, in consultation with each city, shall establish a grant assistance completion deadline date by which all Model Cities grant fund assistance to the CCDP shall end (i.e., the city shall incur no further costs to be funded with Model Cities funds), subject to the exception specified as: 1) Capital Projects, 2) Relocation Activities and 3) Economic and Housing Development Corporation. Grant funds for completion of these activities shall be obligated under contracts between the city and third-parties or under formal cooperation agreements between the CDA and other city departments on or prior to September 30, 1975. However, such grant funds may be budgeted for expenditure (i.e., costs may be incurred) after the grant assistance completion deadline subject to a written agreement between HUD and the city which identifies all construction contracts and relocation activities to be completed after the grant assistance completion deadline. As you can see, while on the one hand a grant deadline is established, on the other hand there is a large area of grant projects and activities for which costs can be incurred far beyond the deadline date.

My recommendation would be to submit 3-31-76 as the deadline date. This will permit final reporting and auditing requirements to be completed by 6-30-76 for all operating agencies except those heretofore mentioned as exceptions. Those additional agencies will be closed individually as they occur and in line with the detailed plan submitted to HUD.

Note: This means that no future contracts would be approved that provide for operations beyond 3-31-76. In actuality any agency unable to continue to operate without Model Cities funds would be phasing out its operation at least 30 days prior to 3-31-76.

COORDINATION OF FISCAL EFFORT

As I presented to the Model Cities Liaison Committee last December, there are inherent benefits in placing the Model City Fiscal Office under the Controller's Office in conjunction with the planning required for

the fiscal closeout of the Model City Grant into the Community Development Grant. Please note the advantages of; continuity of current staff responsibilities, maintain morale of current staff through fore knowledge of their future status and ability to spread workload peaks across a larger staff base. Avoid need to build a new accounting staff for C-D and eventual layoff of some Model City accounting personnel.

I suggest my letter be referred to the Committee of the Whole and the CDA Department. A resolution must be approved by Council on 4-28-75 setting the deadline date as requested by HUD.

JAMES W. DOWSETT,
Director of Finance.

Referred to Mayor, City Council, and C.D.A. Director.

By Councilman Ferguson—

Resolved by the City Council of the City of Lansing:

Whereas, the cruel and capricious forces of nature have dealt hundreds of Lansing and Lansing area people flooding misfortunes in the estimated amount of some 50 millions of dollars; and

Whereas, the loss of and damage to possessions and household objects which have a vital and unique personal meaning to most of those affected, represents an irreplaceable loss and one which cannot be measured in dollars alone; and

Whereas, the response to this emergency by individuals and agencies, both public and private, has shown eloquent evidence of unselfish spirit and cooperative endeavor exhibited by so many at a time of the greatest need for their assistance to their fellow men and women;

Now, Therefore, Be It Resolved that this City Council and all of City of Lansing officials and personnel shall vigorously pursue such further avenues of assistance and aid as:

I—Declaration of the affected areas as qualifying for State and Federal emergency relief provisions.

II—Application for Federal Flood Insurance by and for individuals not having a private coverage.

And, Be It Further Resolved that the City of Lansing shall utilize whatever municipal powers and actions which are required to facilitate the speedy restoration of property and normal living for those affected by the flood.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Community Design Center entered into a Contract February 5, 1974, effective from February 1, 1974, through June 30, 1974; and

Whereas, said Contract was amended on April 26, 1974; and

Whereas, on July 1, 1974 said Contract was again amended and extended through September 30, 1974; and

Whereas, pursuant to the Contract Budget allocation, as amended, the City of Lansing agreed to pay the Community Design Center a total not to exceed \$88,074.56; and

Whereas, although total expenditures under said Contract, as amended, were only \$79,026.43, certain expenditures exceeded line item budget allocations; and

Whereas, Seidman & Seidman, Certified Public Accountants, have determined that unless approved and ratified by the City Council of the City of Lansing the following expenditures would be considered ineligible costs since they do not conform to the Contract budget allocations:

Account Number	Budget Amount	Expended
9007	\$ 6,730.90	\$ 6,812.50
9107	21,661.00	26,348.31

Now, Therefore, Be It Resolved that the City Council of the City of Lansing hereby approves and ratifies the expenditures of the Community Design Center as delineated above.

Adopted by the following vote:

Unanimously.

The following people spoke:

Mable Houck, 2806 S. Cambridge.

James Ellis, 407 S. Clemens Ave.

Mary K. Scullion, 325 Bartlett St., spoke relative Dick Baker.

Carlyle Cromwell, 1133 W. Allegan St., spoke relative city snow plows plowing up his parkway and broke curb.

Richard Baker, 927 W. Lapeer St., spoke.

Richard K. Laipen, 329½ S. Washington Ave., spoke relative to crime in the City.

John Simmons, employee of Planning Dept., spoke.

James Taylor, 416 Everett Dr., spoke relative Dick Baker.

Karen Gierman, 607 Clifford St., spoke relative to Dick Baker.

James Mead, 426 Clifford St.

Eugene Loyd, 1412 Case St.

Council adjourned at 9:15 P.M.

THEO FULTON,
City Clerk.

Lansing, Michigan

April 21, 1975

F/M

CITY CLERK'S OFFICE
Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE
U. S. POSTAGE
PAID
Permit No. 1461
Lansing, Michigan

303

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, April 28, 1975

CITY COUNCIL ROOMS

Lansing, Michigan

April 28, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Anas, Belen, Blair, Brenke, Ferguson, Gunther, McKane—7.

Absent: Councilman May—1.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Gunther.

Pledge of Allegiance was given by Larry Ciolek, President of Dwight Rich Jr. High Student Council.

The record of the previous session was approved as printed.

REVIEWING ASSESSMENT ROLLS NO. 250

This is the time set for hearing appeals on the special assessment roll for Construction of Sanitary Sewer in Ingham Street from Hillcrest St. to 200 ft. south of Fielding Drive.

No appeals.

This is the time set for hearing appeals on the special assessment roll for Construction of Sanitary Sewer on Fielding Drive (2700 block) from north intersection of Ingham St. to south intersection of Ingham Street.

No appeals.

This is the time set for hearing appeals on the special assessment roll for Construction of Sanitary Sewer on all lands fronting on Newark Street from S. Logan St. southeasterly to serve 2025 and 2031 Newark St.

No appeals.

This is the time set for hearing appeals on the special assessment roll for Construction of Storm and Sanitary Sewer on all lands fronting on Aurelius Road from Jolly Rd. south to serve 5500 Aurelius Rd.

No appeals.

This is the time set for hearing appeals on the special assessment roll for Construction of Storm Sewer on all lands fronting on Hamelon Street from Aurelius Rd. to the east end of street.

No appeals.

Referred to Committee on Public Service and Highways.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

HEATING & AIR CONDITIONING—Keith Voss, Brian R. Franke dba Franke's Heating & Sheet Metal, Acme Heating & Cooling & Air Temp., Inc., Dard, Inc., Dan DuBois & James Aenis dba DuBois & Aenis Heating & Air Conditioning, Charles Kebler dba Chasco Plumbing & Heating, Accurate Air Conditioning, Inc., Sloane Plumbing & Heating, Shaw-Winkler, Inc., Dale Williams, J. J. Grost Jr. dba J. J. Grost & Son, Duwe Co., Mid-Michigan Stamp and Sign, Inc., Malone Heating & Air Conditioning, Scharrow Service, Inc., Ken Smith dba Cedar Way Appliance & Commercial Service, Custom Heating & Cooling Co., Hazen Plumbing & Heating, Dart Heating & Air Conditioning Service, Ernest Fife, Sloane Heating & Air Conditioning, Patrick Patino dba Aaron Heating & Furnace Maintenance, Air Conditioning Maintenance Company, Inc., Abbey Distributing Company, Nosal-Winkler Heating & Air Conditioning.

TRANSIENT TRADESMAN—Ashok Purswani dba Andy Wani.

ELECTRICAL CONTRACTORS—W. F. Bohnet Electrical Company, Hiram H. Schepers, Leonard B. Rule, Lansing Electric Motors Construction, Inc., Ray O. Riddle, Kent Electric Company, Arthur Farley, E. H. Allen dba Allen Electric, Cecil Linderman.

SEWER CLEANERS & DRAIN LAYERS—Armando P. Faggion dba Mundo Faggion Plumbing & Heating, Richard Garmyn dba Victor Garmyn and Son, Chasco Plumbing & Heating, Bobby D. Freeman, George R. Shields dba Shields & Sons, Kagle Construction Co., Inc., Leon P. Clark, J. J. Grost, Jr., Raymond H. Barnhart.

AUCTONEER'S LICENSE—Herman Behm.

CABARET—Capitol Sports, Inc., Front Office Bar, Ramada Inn, Driftwood Bar,

The Red Rail Inc., Jolly Inn, Capitol Park Motor Motel, Joe Covello's, Grenadier Bar, Sammy's Bar, Alex's Place, Metro Bowl, The Garage.

POOL ROOM AND BOWLING ALLEY—Holiday Lanes, Cedarway Recreation, Lansing Recreation Center, Inc., Metro Bowl, Federated Polish Home, Timberlane Bowling Alley, Velvet Rails, Pro Bowl, Inc., Golden "8" Ball Billiards, Westlawn Lanes.

RUBBISH HAULERS—Granger Container Service (8), Curtis Bowden, Robert E. Demond, John A. Thomas, Dan Olger, Central Sanitation (3), James Brankins, Albert Brown, Jr.

THEATRE—New Art Theater, Cinema X Theatre.

PUBLIC DRIVERS—Donald R. Batdorff, Joseph E. Klees, Carrie B. Wickman, Earnest Lee Mixon, Gerald E. Christenberry, Robert Joe Croley, Barry A. Elsenheimer, William A. Furlong, Rae M. Singer, David L. Shutes, Victor C. White, Charles E. Vannoller, Sr., Floyd J. Rhynard, Fred Blocker, Edwin T. Breakey, Margaret L. Cook, George B. Robson, Gordon Paul Smith, Joe H. Turner, Lyle C. Whitney.

Referred to Committee on Ordinance and Contracts.

Claim filed by Pierre J. Alix for damage to automobile due to hitting hole in street.

Referred to City Attorney and Public Service Department.

Petition filed for rezoning:

Z-14-75—Lot 3, Block 93, Original Plat, City of Lansing, Ingham County, Michigan, from "DM" Multiple Dwelling District to "D-1" Professional Office District—(221-223 North Walnut Street).

Z-15-75—Commencing at the Northwest corner of Section 6, thence South 163 feet, East 163 feet, North 163 feet and West 163 feet to beginning, Section 6, T3N, R2W, City of Lansing, Ingham County, Michigan, from "E-2" Drive-In Shop District to "F" Commercial District—(5101 South Waverly Road).

Z-16-75—Lot 18 except the north 180 feet thereof of Supervisor's plat No. 4, City of Lansing, Ingham County, Michigan, from "A" One Family Residence District to "C" Two Family Residence District—(1306 West Jolly Road).

Referred to Planning Board.

Petition filed to rescind action taken for

construction of sewers and curb and gutter on Hamelon Street.

Referred to Committee on Public Service and Highways.

Request filed for special 24-hour liquor permit by Eastern High School Alumni Association for June 7, 1975, at Civic Center.

Referred to Committee on City Affairs.

Request from Department of Management and Budget—State of Michigan to use indented curb area in front of Capitol Building to park the State of Michigan History-mobile during Michigan Week—May 17 to 24, 1975.

Referred to Committee on City Affairs.

Letter from Midwest Helicopter Airways, Inc., relative requesting permits and or permission to operate a helicopter for construction purpose in downtown area on May 10 and 11, 1975.

Referred to Committee on City Affairs.

Letters from Bank of Lansing relative: Walkathon for local March of Dimes on May 4, 1975.

Permission to place banner at North Grand Parking Ramp on May 4, 1975, in connection with March of Dimes walkathon.

Referred to Committee on City Affairs.

Letter from State Beverage Company in regard to special assessment roll No. 250.

Referred to Committee on Public Service and Highways.

Letter from Seth H. Whitmore in regard to Diamond-Reo Truck Co. and use of the Reo Club House.

Received and placed on file with copy to Committee on Buildings and Properties.

Notice from State of Michigan—Public Service Commission relative application of Michigan Bell Telephone Co. to provide for application of a charge for calls to Directory Assistance Service.

Received and placed on file.

Letter from Mr. and Mrs. Ralph Smith in regard to assessment for removal of tree.

Referred to City Attorney and Building Commissioner.

Letter from Eugene N. Herrmann relative encroaching on city property at 1403 W. Ottawa Street.

Referred to Public Service Department.

Letter from BILD Corporation relative offering its immediate assistance to victims of the recent flood disaster.

Received and placed on file with copy to Mayor, Committee of the Whole.

REPORTS OF COMMITTEES

The Committee on ORDINANCE AND CONTRACTS approves the following applications nad bonds for licenses:

HEATING & AIR CONDITIONING—Keith Voss, Nosal-Winkler Heating & Air Conditioning, Brian R. Franke dba Franke's Heating & Sheet Metal, Acme Heating & Cooling & Air Temp., Inc., Dard, Inc., Dan DuBois & James Aenis dba DuBois & Aenis Heating & Air Conditioning, Charles Kebler dba Chasco Plumbing & Heating, Accurate Air Conditioning, Inc., Sloane Plumbing & Heating, Shaw-Winkler, Inc., Dale Williams, J. J. Grost Jr. dba J. J. Grost & Son, Duwe Co., Mid-Michigan Stamp and Sign, Inc., Malone Heating & Air Conditioning, Schartow Service, Inc., Ken Smith dba Cedar Way Appliance & Commercial Service, Custom Heating & Cooling Co., Hazen Plumbing & Heating, Dart Heating & Air Conditioning Service, Ernest Fife, Sloane Heating & Air Conditioning, Patrick Patino dba Aaron Heating & Furnace Maintenance, Air Conditioning Maintenance Company, Inc., Abbey Distributing Company.

TRANSIENT TRADESMAN—Ashok Purswani dba Andy Wani.

ELECTRICAL CONTRACTORS—W. F. Bohnet Electrical Company, Hiram H. Schepers, Leonard B. Rule, Lansing Electric Motors Construction, Inc., Ray O. Riddle, Kent Electric Company, Arthur Farley, E. H. Allen dba Allen Electric, Cecil Linderman.

SEWER CLEANERS & DRAIN LAYERS—Armando P. Faggion dba Mundo Faggion Plumbing & Heating, Richard Garmyn dba Victor Garmyn and Son, Chasco Plumbing & Heating, Bobby D. Freeman, George R. Shields dba Shields & Sons, Kagle Construction Co., Inc., Leon P. Clark, J. J. Grost, Jr., Raymond H. Barnhart.

AUCTONEER'S LICENSE—Herman Behm.

CABARET—Capitol Sports, Inc., Front Office Bar, Ramada Inn, Driftwood Bar,

The Red Rail Inc., Jolly Inn, Capitol Park Motor Motel, Joe Covello's, Grenadier Bar, Sammy's Bar, Alex's Place, Metro Bowl, The Garage.

POOL ROOM AND BOWLING ALLEY—Holiday Lanes, Cedarway Recreation, Lansing Recreation Center, Inc., Metro Bowl, Federated Polish Home, Timberlane Bowling Alley, Velvet Rails, Pro Bowl, Inc., Golden "8" Ball Billards, Westlawn Lanes.

RUBBISH HAULERS—Granger Container Service (8), Curtis Bowden, Robert E. Demond, John A. Thomas, Dan Olger, Central Sanitation (3), James Brankins, Albert Brown, Jr.

THEATRE—New Art Theater, Cinema X Theatre.

PUBLIC DRIVERS—Donald R. Batdorff, Joseph E. Klees, Carrie B. Wickman, Earnest Lee Mixon, Gerald E. Christenberry, Robert Joe Croley, Barry A. Elsenheimer, William A. Furlong, Rae M. Singer, David L. Shutes, Victor C. White, Charles E. Vannoller, Sr., Floyd J. Rhynard, Fred Blocker, Edwin T. Breakey, Margaret L. Cook, George B. Robson, Gordon Paul Smith, Joe H. Turner, Lyle C. Whitney.

Signed:

LUCILE BELEN,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on **PUBLIC SAFETY**, to whom was referred the recommendation of the Traffic Board regarding traffic signs at Sunderland and Gingersnap, reports as follows:

The Committee recommends that **STOP** signs be erected on Sunderland at Gingersnap Lane.

Signed:

TERRY J. McKANE,
JOEL I. FERGUSON,
WILLIAM A. BRENKE,
Committee on Public Safety.

By Councilman McKane—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on **CITY AFFAIRS**, to whom was referred the request of Eastern High School Alumni Association for permission to serve alcoholic beverages on June 7, 1975, at the Civic Center in connection with the Annual Alumni Dance, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on **CITY AFFAIRS**, to whom was referred the request for permission to serve alcoholic beverages at a dance for benefit of Muscular Dystrophy to be held at the Reo Club House on April 26, 1975, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on **CITY AFFAIRS**, to whom was referred the request of the State of Michigan for permission to place the State of Michigan Historymobile in the indented curb area on Capitol Avenue at Michigan Avenue during Michigan Week, May 17 through May 24, reports as follows:

The Committee recommends permission be granted.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of the March of Dimes Walkathon Committee for permission to place a banner on the southeast corner of the North Grand Parking Ramp and to place a lighted mobile sign in front of the ramp on Grand Avenue, on May 4, 1975, the day of the Walkathon, reports as follows:

The Committee recommends permission be granted for both requests and in accordance with arrangements made with the Parking Supervisor. The mobile sign trailer may not be placed in the city right-of-way.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Midwest Helicopter Airways, Inc., for permission to operate a helicopter in downtown Lansing to lift cooling equipment to the roof of the State Highway Building, on May 10 and 11, 1975, 8:00-9:00 a.m., reports as follows:

The Committee recommends permission be granted and that the operation be under supervision of the Lansing Police Department.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

April 22, 1975

Honorable Mayor and Members

of the Lansing City Council

Lansing, Michigan

Re: Claim of Richard Gandy for damage to car when city truck was backed into it.

Gentlemen:

The above captioned claim was referred to this office for investigation and recommendation.

Based upon the circumstances surrounding the incident, it is the recommendation of this office that the claim be allowed in the amount of \$640.00 subject to claimant providing the City Attorney with a signed waiver of all claims arising out of this accident.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Anas—

That we concur in the recommendation of the City Attorney and that the City Clerk be and she is hereby authorized to draw an order on the City Treasurer in the amount of \$640.00, payable to Richard and Marietta Gandy, upon receipt of an appropriate release.

Carried.

DATE: April 24, 1975

TO: Mayor Gerald W. Graves and
Members of Lansing City Council

FROM: Hugo J. Hufnagel, City Treasurer

SUBJECT: April 7, 1975 Communication
from Licensing and Enforcement
Division of the State
Liquor Control Commission

Attached herewith is a directive received by this office today and addressed to the local government authority.

The last paragraph of the communication states that effective April 1, 1975 complaints of liquor law violations will be turned over to local governing bodies receiving 85% of the Retailers license fees. While this office believes the Liquor Commission is, in most part, restating past policy, we wish to bring to your attention the fact that in prior years we have received quarterly distributions of liquor license fees in the months of June, October, January and April. This year we did not receive a distribution in January and have received none, thus far, in April, which

leads this office to conclude that possibly the status of the City of Lansing as regards enforcement of the liquor law violations, has changed in the eyes of the Licensing and Enforcement Division of the Liquor Control Commission.

Referred to Committee on Ordinance and Contracts.

April 24, 1975

Honorable Mayor and
Members of City Council

Gentlemen:

In order to complete an approved fence project at the Marcus Street entrance to Hunter Park we must have a survey of that immediate area. Stephens Engineering has submitted a proposal of not to exceed \$240.00 for the survey and installation of property monuments. Adequate funds are available in the appropriate account.

I would appreciate approval of a professional service contract with Stephens Engineering and authorization to proceed.

Thank you.

Sincerely,

THEODORE J. HASKELL,
Director,
Parks and Recreation.

Referred to Committee on Parks and Recreation.

April 24, 1975

Honorable Mayor and City Council
City Hall

Lansing, Michigan

Gentlemen:

Attached is a Letter of Intent submitted by Flint Building Company, to construct storm and sanitary sewers, necessary on-site sewers, curb and gutter, grade and gravel and sidewalks in all streets in Warwick Subdivision No. 2.

I recommend approval of this Letter of Intent.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the Letter of Intent submitted by Flint Building Company, to construct storm and sanitary sewers, curb and gutter, grade and gravel, sidewalks and necessary on-site sewers, in all streets in Warwick Subdivision No. 2, reports as follows:

That the Letter of Intent be approved subject to the receipt of the required bonds and insurance certificates and that all work to be as directed by the Department of Public Service. No City funds are involved as 100% of this cost will be paid by the applicant.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

April 24, 1975

Councilman Joel Ferguson

Chairman

City Affairs Committee

Lansing City Council

Dear Councilman Ferguson:

Attached is an application for a parade permit for the National Foundation March of Dimes, scheduled for 8:00 A.M. on May 4, 1975.

This application has been approved by all necessary department heads, and is being forwarded to your committee for final action.

Our Traffic Bureau estimates this parade will cost the City a total of \$347.80, which includes manpower and equipment for four hours.

Respectfully yours,

THOMAS W. O'TOOLE,
Chief of Police.

Referred to Committee on City Affairs.

REPORT OF COMMITTEE

The Committee on CITY AFFAIR and

Committee on BUILDINGS AND PROPERTIES, to whom was referred the request of the local March of Dimes chapter to hold a Walkathon in the City of Lansing on Sunday, May 4, 1975, and to use north Grand Parking Ramp for the assembly point, reports as follows:

The Committees recommend permission be granted for the Walkathon inasmuch as the application and permit has been signed by the necessary department heads and has received the approval of Michigan State Highway Department. Permission is granted for the use of the ramp in accordance with arrangements made with the Parking Supervisor and the special stipulation that the traffic in and out of the ramp may not be blocked.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
Committee on City Affairs,

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
Committee on Buildings and
Properties.

By Councilman Ferguson and
Councilman Anas—

That the report of the committees be adopted.

Adopted by the following vote:

Unanimously.

April 24, 1975

Honorable Mayor Gerald W. Graves and
Members of Lansing City Council
Tenth Floor, City Hall
Lansing, Michigan 48933

Dear Mayor and Council Members:

As the shock of the recent flood wears off, the flood victims are left to attempt to recoup personal property losses and determine financial methodology for rebuilding. Several Model Cities projects are interested in offering assistance to these residents.

We realize that the President has not yet declared Lansing a disaster area but such an action is anticipated. We further realize that the Mayor has established a method of determining the needs of the residents and outlining a program for offering assistance. It appears, however, that most of the assistance that will be offered to the flood victims will be primarily in the areas of low interest loans, clean-up assistance and temporary relocation.

Of course, we have no way of determining exact needs but we know these

needs are immediate. Since at least 180 of these dwellings are in the Model Cities area, we feel an obligation to utilize what existing manpower and dollars that are possible for this assistance. The following services are prepared to be offered:

- 1) B.I.L.D. Corporation and their rehabilitation expertise will be made available.
- 2) Housing Assistance Foundation is coordinating a food bank and clothing drive with the Red Cross and the Council of Churches. They, also, along with B.I.L.D. have some limited resources available which can be utilized for loan and grant activities previously identified for Neighborhood Preservation if their respective boards concur in this action. These funds have already revolved to these agencies but could be used out of their accounts for this particular purpose.
- 3) Youth Development Corporation is prepared, and has already initiated coordination with the Red Cross for the use of their truck in collecting donations relative to food and clothing. In addition, they are conferring with the Health Department on appropriate procedures to utilize their employment funds to assign voluntary workers to perform clean-up services for the residents.
- 4) In addition, funds currently exist in the relocation budget for Building Department activities which can be directed toward assisting as many individuals as possible who may be forced to find new housing.

Before any activity is to be undertaken by any of these agencies, they are to coordinate with the appropriate agency prior to providing these services. That would include the Red Cross, Building Department and/or Civil Defense Director. If the relocation benefits are to be used, however, which have been assigned for Building Department activity, then all other Building Department activity related to condemnations within the Model Cities area should cease prior to June 30, 1975 as that would obligate our funds.

Sincerely,

(Mrs.) JACQUELINE WARR,
Director,
City Demonstration Agency.

Received and placed on file.

April 23, 1975

Honorable Mayor
and City Council
City Hall
Lansing, Michigan

Subject: B-75-334 Demolition Contract
No. 6, Project No. 2, Mich. A-6

Gentlemen:

Attached is the tabulation of five (5) bids for Demolition Contract No. 6, Urban Renewal Project No. 2, Michigan A-6, which were opened at 3:00 P.M., E.S.T. on Tuesday, April 22, 1975.

We recommend acceptance of the low bid submitted by Brown Brothers, Inc., in the amount of \$166,980.00, which includes the basic bid of \$139,980.00 plus Alternate No. 1 (Alt. A) at \$17,000.00.

Subject to approval of said bidder by the Equal Opportunity Division of the Detroit Area Office of the Department of Housing and Urban Development (HUD): provided that failure of HUD to respond to the request for approval within fifteen (15) working days shall be considered approval.

Respectfully submitted,

VAUGHAN L. MCKINCH,
Purchasing Director,

RONALD G. STONEHOUSE,
Acting Redevelopment Director.

Referred to Committee on Redevelopment.

April 18, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: B-75-323 Ferric Chloride

Gentlemen:

Two bids for the purchase of ferric chloride were opened at 3:00 P.M., E.S.T. on Tuesday, April 8, 1975.

We recommend acceptance of the bid submitted by the Pennwalt Corporation at \$100.00 per ton plus freight at .38 per cwt. on 45,000 lbs. loads or .335 per cwt. on 60,000 lbs. loads. TERMS: Net 30 days. (Dow Chemical's bid of \$80.00 per ton plus freight of \$202.50 per ton from Edgemoor, Delaware is prohibitive.)

Respectfully submitted,

VAUGHAN L. MCKINCH,
Purchasing Director,

ROBERT R. BACKUS,
Public Service Director.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred

the recommendation of the Purchasing Director and the Director of Public Service that the bid submitted by the Pennwalt Corporation for the ferric chloride at \$100.00 per ton plus freight at .38 per cwt. on 45,000 lbs. loads or .335 per cwt. on 60,000 lbs. loads be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

April 24, 1975

Honorable Mayor and Members

of the Lansing City Council

Gentlemen:

At the April 16, 1975 meeting of the Lansing Park Board a request from Warner Enterprises for a utility easement across Marscot Park was reviewed.

It was the decision of the Board that an easement be granted for underground utilities and their related maintenance only. It was also the Board's decision that since this is not a utility project required by a governmental agency an appropriate rate for the easement should be established and charged to the developer.

Thank you.

Sincerely,

THEODORE J. HASKELL,
Director,
Parks and Recreation.

Referred to Committee on Public Service and Highways and Committee on Parks and Recreation.

April 24, 1975

Honorable Mayor Gerald W. Graves

and Members of the Lansing City Council

Gentlemen:

The Board of Urban Redevelopment at its meeting held on March 25, 1975, unani-

mously recommended to the City Council that the railroad tracks east of the Grand River, from a point approximately 350 feet south of Saginaw Street to the north line of the alley behind Alex's Restaurant (Parcels 246-4 and 246-2, Project No. 2, Mich. A-6) be demolished as proposed from the inception of this project in 1969.

This recommendation was made after a thorough discussion and evaluation of the proposal of Mr. Charles "Chip" Rogers, which was presented to the Board by Mr. Rogers at its meeting on February 25, 1975. In the opinion of the Board, retention of these railroad tracks would reduce the amount of land available for park purposes east of the Grand River by such an extensive amount that the park would be eliminated. The Board also felt that a transportation link could be maintained through the park area by use of vehicles equipped to move on both rails and paved surfaces, and the design of the park would consider this future possibility.

Your favorable consideration of this recommendation will be appreciated.

Sincerely,

BOARD OF URBAN
REDEVELOPMENT
Ronald G. Stonehouse,
Acting Secretary.

Referred to Committee on Redevelopment.

April 24, 1975

Honorable Mayor Gerald W. Graves and

Members of Lansing City Council

Tenth Floor, City Hall

Lansing, Michigan

Dear Mayor and Council Members:

It is questionable that enough financial assistance will be offered to flood victims of Lansing without imposing a major hardship. In the Community Development Plan, a neighborhood development area was identified below the freeway for the East Side. I would like to recommend that this area be expanded to include the neighborhoods above the freeway which were in the flood zone. This area should then be identified as Priority No. 1.

Since the Housing Strategy, as identified in a communication to City Council by the Redevelopment Director, is primarily a rehabilitation program inclusive of the provision of loans and grants incorporated with the appropriate neighborhood improvements in that area, these services and additional dollar resources could significantly assist these residents.

If the Council supports this communication, the Council should direct the Planning Director to outline a procedure for requesting a speedy process of review and

certification by the Environmental Protection Agency.

I urge your consideration of these concepts as well as their endorsement by way of a Council resolution.

Sincerely,

JOEL I. FERGUSON,
Councilman-at-Large.

Referred to Committee of the Whole.

April 28, 1975

Honorable Mayor Graves and

City Council Members

City Hall

Lansing, Michigan

Subject: Proposal for Flood Victims

Gentlemen:

As we are so painfully aware, many area residents are victims of last week's flood which ravaged the area, destroying property, leaving many homeless, with tons of garbage being scattered about the neighborhoods. To assist those affected individuals, while taking precautionary measures to avoid potential health hazards, I propose that we consider the feasibility of implementing an emergency trash pickup program for flood victims.

Since we have 10 (ten) garbage trucks available awaiting the startup of a city wide trash pickup program, we need to utilize said trucks immediately to assist residents with the hauling of trash. The dollars spent on this interim program, hopefully, can be recaptured from the Federal government, as Lansing has been declared a disaster area.

This urgent matter merits our immediate attention.

Respectfully submitted,

JAMES D. BLAIR,
Councilman-at-Large.

Referred to Committee on Public Service and Highways.

April 25, 1975

To the People of the

City of Lansing:

In accordance with provisions of Section 8.3 of the City Charter, the City Council, acting as the Committee of the Whole, has analyzed and reviewed the budget recommendations for the fiscal year 1975-76.

We now submit the budget recommended by the City Council together with supporting schedules and information. The budget will be available as a public record for inspection in the office of the City Clerk until May 12, the date on which a public hearing will be held.

The Council has accepted the Mayor's budget with a few modifications which were made possible due to increased revenues determined after his budget was prepared and will make an appropriation of the money needed therefor as prescribed by law on May 19, 1975.

The Council has recommended a budget requiring a tax levy of \$11.33 per thousand dollars of assessed valuation, of which amount \$9.73 is for carrying out of City operations and the balance of \$1.60 is for retirement of debts incurred as the result of bond issues voted by the citizens.

All the municipal services have been substantially affected by the general inflation on the one hand, and reduced City revenues due to a recessionary economy on the other. Income tax and State Sales Tax revenues to the City are sharply down compared to the same period one year ago and may develop further shortfalls in the months to come.

In order to maintain a reasonable level of essential public services, the City Council has committed itself to the following budgetary necessities:

- I—Strict job moratorium controls.
- II—Strict purchasing moratorium controls.
- III—Stringent efforts to avoid employee layoffs and to utilize Federal funding wherever possible.

It is most important that credit be given to our department heads and all of our City Employees for their excellent cooperation in implementing a program of increased productivity, for without the support of our loyal employees, this would have been impossible.

Another major factor, of course, in enabling the City of Lansing to maintain fiscal integrity has been the continuing State and Federal Revenue Sharing programs. These funds also represent your tax dollars being utilized in the most effective manner and to the ultimate benefit of all taxpayers.

Your City Council recommends a balanced General Fund Budget for the fiscal year of 1975-76 as follows:

I. General Operations	\$23,052,939
II. Capital improvements (General Fund)	362,240
III. Emergency Fund	250,000
Total General Fund	\$23,665,179
Voted Debt Service (General Fund)	1,379,000

Modifications to the Mayor's proposed General Operations Budget include \$4,200 to enable the City Assessor to complete his citywide mapping program with which he can more efficiently comply with the mandated State Equalized valuation requirements and aid both the Public Service and Planning Departments in their work involving these areas. The Probation Department budget increased by \$23,563 so that their work could be continued at the current level which has been financed through Revenue Sharing. The Fire Department is allocated \$10,300 additional to acquire extra essential supplies and equipment. The Income Tax Division is awarded \$3,563 to permit them to acquire necessary tax guide books and operation needs in order to provide the tax paying public with up-to-date Federal tax information. The Police Department also receives additional operating and equipment money in the amount of \$10,578. The Election Division of the City Clerk's office is allocated an additional \$8,725 to cover the cost of a spring presidential primary election. The Department of Parks and Recreation is having many programs restored that the Mayor had eliminated in his budget. The highlights of these changes are as follows:

Additional Park Security	\$ 16,000
Vector Control (for mosquito control)	19,869
Advertising of Recreation Programs	1,000
Park Maintenance and Equipment	62,200
Operating Supplies	3,300
Summer Playground Program	99,380
Summer Tennis Program	1,950
Community Center After School Programs	19,500
Gier Community Center Maintenance	1,500
Forestry Department Tree Planting	12,990
Forestry Equipment and Repair	13,300
Total Park and Recreation Increase	\$250,989

City Supported Activities are increased by \$26,300 which includes \$20,000 for the city's six-month share of the Tri-County Regional Planning budget, \$5,000 for the Metropolitan Fine Arts Council, and \$1,300 additional for the Water Shed Council activities.

Capital Improvements are increased by \$25,000 to purchase an ambulance conforming with State requirements that are so vital to the paramedic services.

In addition to the above, the City Council is increasing the Emergency Fund to be

able to administrate more efficiently the unforeseen and special program costs such as overtime and legal help, which this year, in an attempt to economize, are being controlled through this account.

The above increases are financed by a final adjustment in the State Equalized Valuation, a residual in general revenue sharing, and unexpended fund balances in completed Capital Improvement programs, which has permitted your City Council to return to you the above listed priority needs without increasing the Mayor's recommended tax increase of seventy-three cents per thousand of State equalized tax.

Your Council expresses sincere thanks and appreciation for the cooperation received from the Budget Review Committee, board and commission members, department heads, and other staff. We feel that the long deliberations have produced a fiscal document representing sensible progress for the City which will well serve the best interests of the people of our community.

Respectfully submitted,

JACK D. GUNTHER,
Mayor Pro Tem,

LUCILE E. BELEN,

JOHN T. ANAS,

WILLIAM A. BRENKE,

JAMES D. BLAIR,

JOEL I. FERGUSON,

ROGER T. MAY,

TERRY J. McKAENE

Received and placed on file.

April 24, 1975

Honorable Mayor and
Members of the City Council
City Hall
Lansing, Michigan
Gentlemen:

Be advised that in accordance with Chapter 8, Section 8.3 of the City Charter the recommended budget of the Mayor for the Fiscal Year of 1975-1976 together with his supporting schedules and the recommendations of the City Council will become a public record in my office as of this date.

Very truly yours,

THEO FULTON,
City Clerk.

Received and placed on file.

April 28, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
Tenth Floor—City Hall
Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

This is to advise you that I met today with Mr. Lloyd A. Cain, International Representative of the UAW and Mr. Horace Fletcher, Human Resources Development, Michigan State AFL-CIO to advise them of the procedures to be followed by the employees they represent in obtaining CETA and City of Lansing employment.

I further explained to them that approximately \$63,000 in unspent Tri-County Manpower Consortium allocated funds plus \$30,000 of administrative money, could be used immediately to fill an estimated 75 to 80 positions for a minimum of 2 to 3 months. In addition, anticipated residuals and future Department of Labor revenues could conceivably extend these jobs for a longer period of time.

Unfortunately, lengthy and detailed explanatory meetings of this nature are created by the continual attempts of one Councilman who persists on articulating political verbage criticizing the City of Lansing's Manpower Department and my office for allegedly misadministering the City's Manpower Program.

For the record, both Mr. Lloyd Cain and Mr. Horace Fletcher advised all members of the media present during a televised interview in my office today, that their dissatisfaction with manpower programming was not centered with the City of Lansing, but rather with the management of these programs by the Tri-County Regional Consortium.

It is regrettable that certain individuals thrive on creating these types of "TEMP-EST IN A TEAPOT" situations unsubstantiated by the facts.

The facts are that from 9/1/74 through 2/9/76, a total of 355 job slots will have been made available from Title II and Title VI CETA funds. Of these, 75 slots will be transferred from Title II to Title VI as of July 1, 1975. For your further information, 254 jobs have been made available through March 31, 1975. Reference to the Personnel Department records will reveal that of the total number of jobs filled on 3/31/75, they breakdown as follows: City of Lansing 149, major sub-agents 50 and minor sub-agents 10.

Contrary to opinions that have been expressed, the City of Lansing has not to my knowledge discriminated against unemployed wage earners in the filling of any CETA-funded positions and no individuals have just changed from one bud-

geted classification to a CETA classification in the same governmental unit. Such substitution of federal for local funds is strictly prohibited by Articles 96.24 and 99.35 of the CETA regulations. To my knowledge there is no known instance of a violation of these Articles in the City of Lansing.

Certain transfers of personnel have indeed taken place within the City of Lansing and they are strictly legitimate. For example, Article 96.32 permits a transfer from one program to another (e.g., from a Title II program to a Title VI program). Article 96.27 permits a transfer from one job to another within the same program (e.g., Title II) provided the sponsor (e.g., the City of Lansing) is the same.

It should be further understood that an unemployed person, whether he is or is not a member of a labor organization, who is still eligible for unemployment insurance benefits is not a prime candidate for a CETA position. Article 99.36 (b) states:

Eligible applicants (e.g., the City of Lansing) in selecting persons to participate in programs funded under Title VI of the ACT shall to the maximum extent feasible give preferred consideration to unemployed persons who have exhausted their unemployment insurance benefits, to unemployed persons who are not eligible for unemployment insurance benefits, and to unemployed persons who have been unemployed for 15 or more weeks.

Respectfully,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

April 28, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council

Tenth Floor—City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

The City of Lansing has been confronted by a crisis, the exact magnitude of which are still unknown. The estimated 20 to 40 million dollars in total damages resulting from the flood, by the enormity of the figures alone, obscures the personal crises that have occurred in the lives of so many of our citizens. These citizens, most of whom lack flood insurance, were in many instances already suffering due to the high unemployment rate in this area. Their savings and other personal resources have been spent in individual efforts to maintain families and homes in our community.

The 500 families, plus, displaced throughout our City fatigued and frustrated by the events of the past few days, facing health hazards as they move back to salvage their homes, must be able to look to their City government, its locally elected officials, and a citizenry they don't even know, to provide them with immediate relief and belief in the future.

We must also give our people faith in the future of the City by taking steps which assure that a flood will never again create the amount of human suffering and loss which are currently afflicting our people. To assist our residents in the overwhelming and immediate task of cleaning up their homes, I am requesting that you immediately set aside \$600,000 of unspent or unallocated Model Cities funds to undertake this task. I have reviewed the present City's financial status and believe that this is the only source of funds available now to meet this pressing need. I am also requesting that you direct the Federal Program Coordinator to take immediate steps to secure these or any additional funds. All departments are directed to give priority assistance to the Federal Program Coordinator when requested to accomplish this task.

These funds could be used to create temporary jobs to assist residents in the clean-up of flood ravaged homes and property and the repair of streets, gutters and sidewalks damaged by the flood.

While these immediate efforts are underway, we must look to the future to determine what can be done to prevent such a disaster from occurring again. I am requesting that you direct the Technical Planning Committee, who so ably served you in the preparation of the Community Development Program, to examine alternative ways of controlling future flood damage, and to provide, if needed, recommended changes in the Community Development plan for improvement of living in the flooded area. I am requesting that Mr. Robert Backus, Public Service Director, and Mr. James Dowsett, Finance Director, be added to the committee to provide the additional expertise necessary to prepare a comprehensive report.

As of Saturday, April 26, President Gerald Ford, declared Lansing and other flooded communities as a Disaster Area. Presently, four City employees are attending work sessions at the State Police Academy. Throughout this week Federal officials, representing a number of departments including the Department of Housing and Urban Development, Health Education and Welfare, Small Business Assistance Administration and the United States Labor Department. Upon their arrival in the City of Lansing, announcements will be made as to the direction flood victims are to be taking. For the City of Lansing, the preliminary damages which can be justified amounts to \$20,360,561. In time, additional reports will be submitted as additional damage discoveries are made.

As of Saturday, most of the people who resided in the heavy flooded area off East Kalamazoo are returning to their homes. The Police Department has been in full command of the area to assure that looting would not take place and that only persons who have passes would be allowed in the area. By Saturday afternoon, 168 volunteers, consisting of 63 Mennonites, a group of Waverly Jaycees, Boy Scouts, college students and a sprinkling of general citizens, were in the area providing assistance whenever possible. My family and I, together with the Salvation Army, distributed more than 1,400 sandwiches door to door and from a vehicle. This food was the compliments of the Fraternal Order of the Eagles, and I think it symbolizes the cooperative efforts taking place.

Presently, piles of debris are starting to line the curbs and hopefully such debris will be cleared by a mass volunteer effort of National Guardsmen, U.S. Naval Reserves, United States Marine Corps Reserves, local contractors and the Jaycees from both Waverly and Lansing. The United States Army Reserves are yet to be contacted, but I am confident they will participate when called upon.

In the clearing of debris, it was suggested by someone that the City of Lansing use its new compacting trucks for the purpose—this is not a very legitimate proposal in that the materials discarded are of such a nature that they could not be handled by the compactors and, secondly, the compactors basically will be in use throughout all other parts of the City, as recently announced by Councilman William Brenke.

At this moment, I extend my deepest gratitude to all persons who participated in the overall flood battle for their tremendous efforts in behalf of the people in need. The response was outstanding.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING RESOLUTIONS. YOU MAY SPEAK FOR 3-MINUTES ON ANY ONE RESOLUTION.

No persons spoke.

RESOLUTIONS

By Committee for Redevelopment—

Resolved by the City Council of the City of Lansing:

That the bid submitted by Brown Brothers, Inc., for Demolition Contract No. 6, Urban Renewal Project No. 2, Mich. A-6, in the amount of \$156,980 (Basic Bid \$139,980

plus Alternate #1 (Alternate A) \$17,000), be approved as the best and lowest acceptable bid, subject to approval of said bidder by the Equal Opportunity Division of the Detroit Area Office of the Department of Housing and Urban Development (HUD); however, failure of HUD to respond to the request for approval within fifteen (15) working days shall be considered as approval.

Be It Further Resolved, that the Mayor and City Clerk be authorized and directed to execute a contract with said Brown Brothers, Inc., on behalf of the City of Lansing according to said bid presented, and specifications on file; upon approval of the form of the contract and the Bonds and Insurance Policies by the City Attorney, and upon certification of the City Controller as to the availability of funds; and upon approval of said Brown Brothers, Inc., by the Equal Opportunity Division of the Detroit Area Office of HUD in the manner herein specified.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the City Clerk be and she is hereby directed to publish a notice of a Public Hearing on the 1975-1976 budget to be held on Monday, May 12, 1975 at 7:30 p.m. in the City Council Chambers.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has recently received, under cover of a HUD transmittal letter dated 3-31-75, HUD handbook #3135.2 entitled "Model Cities Transition Procedures Handbook," and

Whereas, in the transmittal letter, HUD specifically requests the City of Lansing to:

- 1) Remind local staff and particularly fiscal officers of their duty to carry out the necessary task to close the Model Cities Grant accounts.
- 2) Appoint a Model Cities liaison person who most appropriately can coordinate the fiscal responsibilities of the City during the next several months.
- 3) Establish the deadline date for completion of Model Cities Grant Assistance to Comprehensive City Demonstration Program (CCDP), and

Whereas, the objectives of establishing realistic grant assistance completion deadlines are:

- 1) To insure that sufficient time will be available to allow operating agencies to effectively utilize remaining grant funds budgeted for projects and activities included in the CCDP, taking into consideration the expiration dates of third-party contracts and the effect of any reprogramming upon the anticipated life of an activity.
- 2) To insure that Model Cities grant fund expenditures will not be drawn out for unreasonable periods, and
- 3) To insure that the final HUD audit of the CCDP is performed at a time when there are still knowledgeable staff in the city managing the Model Cities Program, and

Whereas, it is understood that Model Cities transition procedures provide that costs may continue to be incurred after the grant assistance completion deadline date in the areas of program administration, capital projects and attendant relocation activities and economic and housing development corporation projects, but are subject to a written agreement between HUD and the City which contains a specific and detailed identification of projects and estimated completion dates and which obligates the City to fund any amount necessary to carry out the City's obligations under the agreement which are in excess of the amount specified, and

Whereas, HUD further requests the City to submit by 4-28-75 the deadline date for completion of CCDP, and

Whereas, the Finance Director did submit a letter to the Mayor and City Council on 4-21-75 and made certain recommendations relative to the HUD requirements and the letter was referred to the Committee of the Whole and the City Demonstration Agency Director, and

Whereas, the Finance Director, City Demonstration Agency Director and Community Development Department Acting Director did meet on April 24, 1975, and do concur and recommend that June 30, 1976 be selected as a deadline date for completion of Model Cities Grant Assistance to Comprehensive City Demonstration Programs,

Now, Therefore, Be It Resolved, that June 30, 1976 be established as the deadline date which is the grant assistance completion date by which all Model Cities grant fund assistance to the Comprehensive City Demonstration Program shall end,

Be It Further Resolved, that all operating agencies funded by the Model Cities Grant be required to submit to the City Council by April 1, 1976 a statement of their intent to continue to operate from other funding sources or to cease operating at the conclusion of their Model City grant contract,

Be It Further Resolved, that those operating agencies who state an intent to cease operations shall begin a phasedown program by 5-15-76 or 6 weeks prior to the end of their contract period whichever is earlier, in order to permit an orderly program of auditing, reporting and for the disposition of fixed assets.

Be It Further Resolved, that October 31, 1976 be established as the final date for the completion of the independent audit requirements,

Be It Further Resolved, that the Finance Director of the City of Lansing be designated as the Model Cities liaison person responsible for the coordination of fiscal responsibilities necessary to close the Model Cities accounts,

Be It Finally Resolved, that the Finance Director is directed to transmit this resolution to the appropriate HUD Agency in response to their communication and request dated 3-31-75.

Adopted by the following vote:

Unanimously.

By Committee on Ordinance and Contracts—

Resolved by the City Council of the City of Lansing:

Whereas, the City Council on March 24, 1975, passed and sent a resolution to the Michigan Liquor Control Commission asking that liquor license renewals for Silver Leaf Lodge IBPOE of W-5334 South Logan Street, Bill's Restaurant & Bar, 718-20 East Grand River Avenue, and Bzurpy's (Bimbo's Pizza Lansing, Inc.), 2021 E. Michigan Avenue, be withheld due to delinquent December 1974 Personal Property Taxes, and Bzurpy's also being in violation of the City Building Code, and

Whereas, the Silver Leaf Lodge paid its delinquent taxes to the City Treasurer on March 25, 1975, Bill's Restaurant & Bar paid its delinquent taxes on April 24, 1975, and Bzurpy's paid on April 24, 1975, and

Whereas, Bzurpy's has made all necessary corrections to the establishment to conform with the City Building Code;

Now, Therefore, Be It Resolved, the City Council of the City of Lansing hereby removes its objections to the renewal of liquor licenses for the foregoing three businesses.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and Properties—

Resolved by the City Council of the City of Lansing:

That Section II (b.) of the contract between Stein Associates, Inc. and the City of Lansing, dated April 1, 1974, for renovations to the Lansing City Market, be amended by adding the following sentence:

"The total compensation for architect's additional services under this section shall not exceed a total of \$5,000.00." and,

That the Mayor and City Clerk are hereby authorized and directed to sign said amendment, upon its approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee on City Affairs and
Committee on Buildings and Properties—

Resolved by the City Council of the City of Lansing:

Whereas, the City Market has undergone extensive renovation and remodeling; and

Whereas, this renovation and remodeling has made it necessary to revise the City Market Rules and Regulations;

Now, Therefore, Be It Resolved by the City Council that the revised and amended City Market Rules and Regulations are hereby approved, effective May 1, 1975, and

That the City Market shall be open May, June, July, August, September, and October between the hours of 7 a.m. and 5 p.m., and the months of November, December, January, February, March, and April, the market shall be open 8 a.m. to 5 p.m., as set in the revised City Market Rules and Regulations, and

Be It Further Resolved, that the market stalls be rented on a yearly, seasonal, monthly, or daily basis and that the summer season shall be from May 1 through December 31, and the winter season shall be from January 1 through April 30, and the following rates (parking included) shall be charged each vendor:

Yearly Rental	\$600.00
Seasonal Summer 8 Months	480.00
Seasonal Winter 4 Months	225.00
Monthly	62.50
Daily	10.00

And Further, that any seller holding a yearly lease in force shall be allowed to rent available additional stalls at a monthly rate of \$57.50 per table. The charge for daily rentals to a yearly lease holder shall be \$5.00 per day, per inside stall.

Be It Finally Resolved, that the City Market Rules and Regulations, as approved,

shall be posted at the City Market and shall be available to all vendors.

By Councilman Belen (Blair)—

That the rates be amended to read as follows:

Yearly Rental	\$650.00
Seasonal Summer 8 Months	480.00
Seasonal Winter 4 Months	250.00
Monthly	65.00 and 60.00
Daily	10.00
Carried.	

The resolution as amended was adopted by the following vote:

Yeas: Councilmen Belen, Blair, Brenke, Ferguson, Gunther, McKane—6.

Nays: Councilman Anas—1.

By Committee on Buildings and
Properties—

Resolved by the City Council of the City of Lansing:

Whereas, it has been determined there exists a need for additional space for city government expansion; and

Whereas, the property located at 117 North Washington Avenue, more commonly known as the W. T. Grant Building, is now available for purchase; and

Whereas, an Offer to Purchase has been executed by the owners of subject property and the Mayor and City Clerk on behalf of the City of Lansing at a purchase price within the fair market value as established by the City Assessor; and

Whereas, said Offer to Purchase has been approved by the City Attorney as to form; and

Whereas, time is of the essence in these negotiations;

Now, Therefore, Be It Resolved, that the Mayor and City Clerk are hereby authorized and directed to execute a land contract on behalf of the City of Lansing subject to approval by the City Attorney for the purchase of subject property at the negotiated price, and

Be It Further Resolved, that the Finance Director be hereby authorized and directed to transfer funds from Account No. 101-936-020-975 in the amount of Four Hundred Thirty-Six Thousand Eight Hundred Dollars (\$436,800.00) for the down payment on the land contract and cost incident to the closing and estimated renovation cost; and

Be It Further Resolved, that it is the intent of the City of Lansing to utilize the second, third and fourth floors of the demised premises for departmental expansion while making available for retail purposes the first floor, and the basement; however, the City will utilize the first floor and basement for office space if an intent to lease letter is not received from a prospective leasee within 90 days from the date of purchase; and

Be It Finally Resolved, that Council goes on record to affirm that at such time in the future when additional new office space is constructed or acquired by the City that the W. T. Grant Building be sold.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, David V. Buhl, a life-long resident of the City of Lansing, unselfishly served his community through active participation on many committees and boards throughout the Lansing and Tri-County areas; and

Whereas, Mr. Buhl always demonstrated enthusiasm and dedication in his work, which included serving as a member of the Bethlehem Lutheran Church Council, Board of Control for Ingham Medical Center, Urban League of Greater Lansing, National Association of Accountants, Industrial Executive's Club and served as Secretary-Treasurer for the Industrial Welding Corporation; and

Whereas, David V. Buhl was elected Councilman-at-Large on April 1, 1963, serving a four-year term, during which time he was Chairman of the Public Safety Committee and Chairman of the Planning Committee as well as serving on the Board of Appeals and the Planning Board; and

Whereas, Mr. Buhl formerly served as Chairman of the Ingham County Board of Commissioners and Chairman of its Finance Committee;

Now, Therefore, Be It Resolved, that the Mayor and Council of the City of Lansing hereby adopt this resolution acknowledging Mr. Buhl's outstanding achievements in service to his community, and

Be It Further Resolved, that this resolution be spread upon the minutes of this body and that the City Clerk be directed to forward a copy to the surviving members of David V. Buhl's family, and

Be It Finally Resolved, that the signatures of the Mayor and City Council attest thereto.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

P-8-73B—Warwick Subdivision No. 2

Whereas, a request has been made by the Flint Building Company to erect a 3 foot by 6 foot identification sign within the south right-of-way of Hartford Road at its intersection with Waverly Road. The purpose of this request is to allow the identification of the Waverly Parks Apartment which are located to the west of this intersection, and

Whereas, the Public Service Department, the Traffic Department and the Planning Department has reviewed this request and recommend approval subject to the following:

- (1) The sign be located in the area between the public sidewalk and the south R.O.W. line of Hartford Road.
- (2) The sign be located a minimum of 10 feet west of the west R.O.W. line of Waverly Road.
- (3) That a temporary sign permit be issued for this sign for a period of 1 year under the provisions of the temporary sign application.

Whereas, the Public Service and Highway Committee of Council has reviewed the reports of the above departments and concurs therewith.

Now, Therefore, Be It Resolved, that the Council of the City of Lansing ordains that a sign as proposed be permitted subject to the conditions as stated above.

Adopted by the following vote:

Unanimously.

By Committee on Planning—

Resolved by the City Council of the City of Lansing:

LS-6-75—

5200 block Wexford Road

Whereas, a request has been made to divide property located in the 5200 block of Wexford Road, more particularly described as:

Lot 29, except the south 60 feet thereof of Maple Grove Farms No. 1, City of Lansing, Ingham County, Michigan;

Whereas, the proposed division will create two residential lots which do not meet the minimum width requirements of the Subdivision Ordinance; and

Whereas, the Planning Board reviewed

the request and recommended that the property be divided as follows:

Parcel A: The north 55 feet of Lot 29, Maple Grove Farms No. 1, City of Lansing, Ingham County, Michigan.

Parcel B: The south 55 feet of the north 110 feet of Lot 29, Maple Grove Farms No. 1, City of Lansing, Ingham County, Michigan;

Whereas, the Planning Committee of City Council, to whom was referred the report of the Planning Board, concurred therewith,

Now, Therefore, Be It Resolved, that in accordance with Section 37-27 of the Subdivision Control Ordinance, the above described parcel of land be divided as follows:

Parcel A: The north 55 feet of Lot 29, Maple Grove Farms No. 1, City of Lansing, Ingham County, Michigan.

Parcel B: The south 55 feet of the north 110 feet of Lot 29, Maple Grove Farms No. 1, City of Lansing, Ingham County, Michigan,

subject to any utilities that may be required of the Board of Water and Light and Public Service Department. The applicant, however, stipulates and understands that the lot split, as granted by the City of Lansing, does not necessarily mean that the applicant may proceed with the division of the property. The applicant further understands that there may be some private restrictions contained in his deed or plat restrictions which may, or may not, be recorded with the Register of Deeds which run with the land. The applicant further understands that the City does not have any power or authority over these restrictions.

Adopted by the following vote:

Unanimously.

By Committee on Planning—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing Planning Board has analyzed State of Michigan, House Bill 4003 which would amend the State Boundary Commission Act, and

Whereas, the Planning Board has advised the Mayor and City Council that passage of said legislation would impede the orderly growth and development of home rule cities such as Lansing, and

Whereas, the Committee on Planning has reviewed the legislation and concurs in the recommendation of the Planning Board,

Now, Therefore, Be It Resolved, that the City Council opposes the enactment of House Bill 4003 and directs the Mayor to

communicate the City's position to area legislators, and especially to the House Committee on Towns and Counties, and

Furthermore, Be It Resolved, that the Mayor communicate the City's position to the Michigan Municipal League and other large cities, urging them to oppose the enactment of this legislation.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing School District entered into a Contract August 5, 1974, effective from July 1, 1974 through June 30, 1975; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing School District do mutually agree to amend said Contract; and

Whereas, the proposed amendment of said Contract is hereby approved by the City of Lansing; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed amendment of said Contract on behalf of the City of Lansing after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Demonstration Agency was, by Resolution on February 24, 1975, authorized to proceed with a reprogramming of funds; and

Whereas, the Lansing City Demonstration Agency intends that Thirteen Thousand and 00/100 Dollars (\$13,000.00) of the funds to be reprogrammed should be contracted with the Lansing School District for match funds for the Teacher Corps Program (PN-25) to be effective from July 1, 1975 through June 30, 1976; and

Whereas, the Lansing School District has not yet received notification from the United States Department of Health, Education and welfare on the status of funds which require C.D.A. match; now, therefore, be it

Resolved, that the City Council of the City of Lansing hereby concurs with the

City Demonstration Agency to reserve use of Thirteen Thousand and 00/100 Dollars (\$13,000.00) of reprogrammed CDA funds for a Teacher Corps Program (PN-25) with the Lansing School District pending notification from HEW; and be it

Further Resolved, that if no such notification is received from HEW by May 30, 1975, the City Demonstration Agency is authorized to further reprogram these funds.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, a proposed Contract has been developed by and between the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing Model Cities Housing Assistance Foundation/Community Resources Center to provide a HAF/CRC Program (the leasing of the building located at 935 N. Washington, Lansing, Michigan) (PN-5); and

Whereas, said proposed Contract (effective from July 1, 1975 through June 30, 1976) is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and the City Clerk are hereby directed to sign said proposed Contract on behalf of the City of Lansing, after approval as to form by the City Attorney and after certification by the Director of Finance and the CDA Fiscal Officer as to the availability of funds.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and Building in Lansing's Development (B.I.L.D.) entered into a Contract effective from July 1, 1974 through September 30, 1974; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and Building in Lansing's Development (B.I.L.D.) mutually agreed to amend and extend said contract for the period from July 1, 1974 through June 30, 1975; and

Whereas, on March 26, 1975, the City of Lansing, through the Lansing City Demonstration Agency, and Building in Lansing's Development (B.I.L.D.) again amended said Contract; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and Building in Lansing's Development (B.I.L.D.) do mutually agree to again amend said Contract; and

Whereas, the proposed amendment of said Contract is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed amendment of said Contract on behalf of the City of Lansing, after approval as to form only by the City Attorney and after certification by the Director of Finance and the CDA Fiscal Officer as to the availability of funds.

By Councilman Anas—

That this be tabled.

Carried.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the United States of America have entered into a Contract providing the City of Lansing with a grant to plan and develop a Comprehensive City Demonstration Program; and

Whereas, the Lansing Comprehensive City Demonstration Program provides for a community re-entry project; and

Whereas, a proposed Contract has been developed by and between the City of Lansing, through the Lansing City Demonstration Agency, and New Way In, Inc., to provide for a community re-entry program; and

Whereas, said proposed Contract is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and the City Clerk are hereby directed to sign said proposed Contract on behalf of the City of Lansing, after approval as to form by the City Attorney and after certification as to the availability of funds by the Controller and CDA Fiscal Officer.

Adopted by the following vote:

Yeas: Councilmen Belen, Blair, Brenke, Ferguson, Gunther, McKane—6.

Nays: Councilman Anas—1.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing through

the City Demonstration Agency has agreed to provide the Lansing School District with funds to enter into a contract with the Public Service Department of the City of Lansing for the purpose of providing temporary blacktop surfacing of Wabash Road from Stoneleigh to Leawood; and

Whereas, a proposed contract between the City of Lansing and the Lansing School District has been prepared to provide said funding; and

Whereas, said proposed contract is hereby approved by the City Council of the City of Lansing;

Now, Therefore, Be It Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed contract on behalf of the City of Lansing after approval as to form by the City Attorney and after certification by the Director of Finance and the CDA Fiscal Officer as to the availability of funds.

Adopted by the following vote:

Yeas: Councilmen Belen, Blair, Brenke, Ferguson, Gunther, McKane—6.

Nays: Councilman Anas—1.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing School District entered into a Contract for a Plan to Revitalize Inner City Education (P.R.I.C.E., PN-50) for the period from August 1, 1973 through June 30, 1974; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing School District mutually agreed to amend and extend said Contract for the period from August 1, 1973 through November 30, 1974; and

Whereas, prior to the Contract termination date, and in compliance with Lansing ordinances, ch 2, §2-92.3(d), written notification was given to the City Purchasing Agent, the City Council and the Model Cities Policy Board indicating that the Contractor desired to continue using the non-expendable property acquired pursuant to said terminating Contract; and

Whereas, the City Council of the City of Lansing, did, by resolution, extend the time period for the preparation of a non-expendable property usage Contract through April 30, 1975; and

Whereas, a final inventory listing all non-expendable property is yet to be compiled for inclusion in a non-expendable property usage Contract to be negotiated between the City of Lansing, through the Lansing City Demonstration Agency, and

the Lansing School District; now, therefore, be it

Resolved, that effective from April 30, 1975 through May 31, 1975, the City Council of the City of Lansing hereby agrees to permit the Lansing School District to utilize the non-expendable property acquired pursuant to said Contract; and, be it

Further Resolved, that during this one (1) month period: 1) the Lansing School District shall receive no funding from the City Demonstration Agency pursuant to said terminated Contract; 2) the Lansing School District shall continue to utilize the non-expendable property acquired pursuant to the budgetary allocations of said terminated Contract; and 3) the Lansing City Demonstration Agency and the Lansing School District shall prepare the necessary non-expendable property usage Contract for submission to the Lansing City Council.

Adopted by the following vote:

Yeas: Councilmen Belen, Blair, Brenke, Ferguson, Gunther, McKane—6.

Nays: Councilman Anas—1.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing School District entered into a Contract for a Career Development program (PN-61) for the period from August 1, 1973 through June 30, 1974; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing School District mutually agreed to amend and extend said Contract for the period from August 1, 1973 through November 30, 1974; and

Whereas, prior to the Contract termination date, and in compliance with Lansing ordinances, ch 2, §2-92.3(d), written notification was given to the City Purchasing Agent, the Lansing City Council and the Model Cities Policy Board indicating that the Contractor desired to continue using the non-expendable property acquired pursuant to said terminating Contract; and

Whereas, the City Council of the City of Lansing, did, by resolution, extend the time period for the preparation of a non-expendable property usage Contract through April 30, 1975; and

Whereas, a final inventory listing of all non-expendable property is yet to be compiled for inclusion in a non-expendable property usage Contract to be negotiated between the City of Lansing through the Lansing City Demonstration Agency, and the Lansing School District; now, therefore, be it

Resolved, that effective from April 30, 1975 through May 31, 1975, the City Council of the City of Lansing hereby agrees to permit the Lansing School District to utilize the non-expendable property acquired pursuant to said terminating Contract; and be it

Further Resolved, that during this one (1) month period: 1) the Lansing School District shall receive no City Demonstration Agency funding pursuant to said terminated Contract; 2) the Lansing School District shall continue to utilize the non-expendable property acquired pursuant to the budgetary allocations of said Contract; and 3) the Lansing City Demonstration Agency and the Lansing School District shall prepare the necessary non-expendable property usage Contract for submission to the Lansing City Council.

Adopted by the following vote:

Yeas: Councilmen Belen, Blair, Brenke, Ferguson, Gunther, McKane—6.

Nays: Councilman Anas—1.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, a proposed Contract has been developed by and between the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing Model Cities Housing Assistance Foundation/Community Resources Center to provide a HAF/CRC program (providing consumer services and technical assistance) (PN-5); and

Whereas, said proposed Contract (effective from July 1, 1975 through June 30, 1976) is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and the City Clerk are hereby directed to sign said proposed Contract on behalf of the City of Lansing, after approval as to form by the City Attorney and after certification by the Director of Finance and the CDA Fiscal Officer as to the availability of funds.

Adopted by the following vote:

Yeas: Councilmen Belen, Blair, Brenke, Ferguson, Gunther, McKane—6.

Nays: Councilman Anas—1.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows:

\$436,800.00 from Capital Improvements
Building Fund Reserve
A/C 101-936-020-975

\$236,800.00 to Acquisition—Grant's
Bldg.
A/C 101-936-026-975

200,000.00 to Rehabilitation—
Grant's Bldg.
A/C 101-936-028-974

\$586,925.00 from Estimated Revenue
A/C 150-000-000-160

\$ 28,146.00 to Contingencies
A/C 153-550-000-956

147,504.00 to Building Improvements
A/C 153-550-000-976

9,500.00 to Maintenance Equipment
A/C 153-550-000-982

393,000.00 to Vehicles
A/C 153-550-000-985

8,775.00 to Vehicle Accessories
A/C 153-550-000-985.01

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENNKE,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$1,738,529.41.

Signed:

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENNKE,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

INTRODUCTION OF ORDINANCE

The following ordinance of the City of Lansing providing that the Code of Ord-

nances be amended by revising section 9C-15 of the Code (Permits required) was introduced by Councilman Belen, read a first and second time by its title and referred to the Committee on Ordinance and Contracts.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

That Councilman May be excused from the session.

Carried.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

That the rule prescribed in Sec. 5.5 (g) of the Charter relative to considering business not on the agenda, be waived.

Carried.

Requests filed from the Frandor Merchants Association for restoration of full bus service within Frandor Shopping Center, beat patrolman of the Lansing Police Dept. be permanently assigned to Frandor on weekdays and Saturdays and increase of storm drains and additional pumping station to eliminate the frequent flooding problems.

Referred to Committee on Public Service and Highways and Committee on Public Safety.

April 28, 1975

Honorable Mayor Graves and Members
of the Lansing City Council

10th Floor

City Hall Building

Lansing, Michigan 48933

Dear Mayor Graves and Council Members:

Since the finalizing of the City of Lansing's Community Development application on February 24, 1975 and its subsequent submission to the Department of Housing and Urban Development on April 14, 1975, my personal efforts and those of other concerned department heads have been directed toward a variety of related areas under the general heading of Community Development transition and start up preparations. Specifically this has included completion of the A-95 review process, assistance in drafting a recommended Community Development Ordinance to the City Council, establishment of financial transition procedures for the Model Cities program,

commencement of contract development procedures for the individual funding requests approved by the City Council under Community Development, preparation of environmental review procedures and a host of other general administrative matters.

With regard to the A-95 review process, after the requests of the Tri-County Planning Commission for additional clarification and an appearance before the Grant Review Committee were completed, the City's application was given a favorable recommendation. During this same time period, three drafts of proposed Community Development ordinances have been prepared by the City Attorney, Peter Houk, and the recommended alternative of the involved department heads was recorded in the City Attorney's transmittal letter of April 10, 1975. On today's agenda, a resolution prepared by the Finance Director is ready for your consideration which will establish the deadline for the final close of business of the 6th year Model Cities contractual agencies, not considered exempt under the transition procedures set forth by the Department of Housing and Urban Development. This resolution is concurred in by the C.D.A. Director, Mrs. Jacqueline Warr, the Finance Director, Mr. James Dowsett, and myself.

Unfortunately, the same affirmative and unqualified statements of accomplishment are not applicable to the entire question of environmental review procedures, and to a lesser degree, for the contract preparation process of Community Development projects because of the lack of an approved enabling ordinance. Taking the latter question first, to the present date detailed projects submissions have been received by Mrs. Warr from each tentatively approved contractual agency. However, the administrative review procedures, inter-departmental roles and other related matters cannot be formalized until the exact parameters are institutionalized by the ordinance. Moreover departments both in a primary and secondary role under Community Development, will need staffing level commitments so they can plan their work programs. This determination, according to the Personnel Director, cannot be made until an ordinance is formally approved by the City Council. Finally, an enacted ordinance is necessary so that an Environmental Review Statement can be compiled on the administrative staff. This particular problem will be discussed in greater detail later in the text and a recommendation will be made in the conclusion. However, your prompt consideration of this entire question is extremely important and a determination must be made, irrespective of which alternative is selected.

The Planning Department staff has begun an encompassing and exhaustive analysis of environmental review regulations promulgated by the Department of Housing and Urban Development. This study has revealed that HUD is imposing a tremendously lengthy and burdensome bureaucratic process upon local governments before any Community Development funds

will be released to them, except for a very limited number of exceptions. This requirement also applies to any administrative costs associated with the Community Development program. In short, the City must determine if any proposed project, program or activity will have No Significant or Significant Effect upon the environment, after this finding is made two ensuing processes are mandated for the City and both require extensive staff support. A summary of these procedures has been attached to this letter for your information. In the final analysis, this environmental review process must be completed before any Community Development funds can be released, even though our application may be approved by the Department of Housing and Urban Development. Therefore, in light of this information, I convened a meeting of concerned department heads on Friday, April 25, 1975, to discuss and formulate a specific course of action.

It was the consensus of those department heads that our limited staff resources should be concentrated upon completing the Environmental Review Statements for the administrative staff and Human Resource projects, since these funds will be needed by July 1, 1975. A flow chart, illustrating this process, is also attached for your review. The Environmental Review Statements for the areas of housing, public facilities and neighborhood improvement must be completed at a later date because they will undoubtedly have a significant impact on the environment, which requires a lengthy approval process.

In conclusion, I recommend that the following actions be taken on the part of the City Council if we are to complete the environmental review statement procedures outlined heretofore for the administrative staff and Human Resource projects:

- 1) The City Council **must** approve an ordinance for Community Development by no later than May 6, 1975, so that an environmental review statement can be prepared by the staff for the May 9, 1975 public notice date (see Environmental Process-No Significant Impact chart).
- 2) The City Council must commit to taking action on June 2, 1975 for approval of the Request for Funds, assuming no unfavorable citizen comments.

- 3) The City Council should direct the Finance Director, the C.D.A. Director and the Acting Community Development Management Department Director to formulate a contingency plan for funding Human Resource projects from residual or re-programmed Model Cities funds for the month of July, in case the Detroit Area office of HUD does not act promptly on the Request for Funds from the City.

These actions should provide the first step for the City of Lansing to initiate the Community Development program on or about July 1, 1975. However, much more time and energy will be required to prepare Environmental Review Statements in the housing and physical improvement areas, but every effort will be made to move decisively, within available staff resources.

Respectfully submitted,

RALPH CASCARALLA,
Acting Director.

Referred to Committee of the Whole.

The following persons spoke:

James Ellison, 407 S. Clemens Ave., owned property in area of Edgewood Blvd. and Pleasant Grove Rd.

Mabel Houck, 2806 Cambridge Rd., relative Council members, service from City Departments and city employees.

Richard Laipen, 329½ S. Washington Avenue, relative books by Alfred Lawson, "Born Again" and "Direct Credits for Everybody."

Council adjourned at 8:30 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

April 28, 1975

F/M

CITY CLERK'S OFFICE

Room 921, City Hall

Lansing, Michigan 48933

Address Correction Requested

BULK RATE

U. S. POSTAGE

PAID

Permit No. 1461

Lansing, Michigan

325

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, May 5, 1975

CITY COUNCIL ROOMS

Lansing, Michigan

May 5, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Anas, Belen, Blair, Brenke, Ferguson, Gunther, May, McKane—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Belen.

Pledge of Allegiance was given by Tambi Hodges, Vice President of Dwight Rich Jr. High Student Council.

The record of the previous session was approved as printed.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

CABARET—Frenchie's Bar, Celentino's Holiday Inns of America, Inc., Teak-Wood Lounge.

MECHANICAL DEVICES—Frenchie's Bar (4), Emil's Bar and Restaurant, Ramada Inn Cocktail Lounge and Restaurant, Ikey Joe's, Silver Dollar (10), Connor's Restaurant, Buck and May's Grill, Golden Eight Ball (6), GROG #2 (4), Red Rail, Inc. (2), Capitol Lounge, Alex's (10).

POOL ROOM—W & J Pool Room, Hall of Fame.

RUBBISH HAULER—Thomas Woodworth.

THEATRE—Pussy Cat, Spartan Twin East, Spartan Twin West.

PUBLIC DRIVERS—Donald H. Barker, Henry A. Bergau, Dennis E. Brendahl, Jerry L. Burke, Carroll Carter, Anna F. Caswell, David A. Cook, Donald C. Doolittle, Steven J. Earl, Randall G. Eveleigh, Edward W. Hahn, Mark S. Hamil-

ton, Shirley A. Hartman, Glenn S. Henderson, Jr., Sandra K. Holley, Michael L. Hudson, Carlton Hutcheson, Bruce L. Jones, Syble C. Kelley, Gerald V. Kenway, Russell J. Lamachia, Donald H. Lass, William A. Lay, Harvey J. Lockhart, Mae Ruth Mitts, Dennis L. Murphy, Virgil C. Nadeau, Steve J. Nehf, Anthony J. Nelson, Sr., Jane R. Perkins, Robert J. Shinn, Blair E. Skippen, Gary G. Smith, Gwendolyn J. Spears, Shirley Stacy, John C. Trayler, Donald Welsh, John A. Welch, Thomas J. Williams, Deloris D. Yinger, Lewis E. Zeller.

DRAIN LAYER—Demetrio Saenz, Edward Pearen, Durwood Lee Mason.

SECOND HAND STORE—Thomas A. Powers dba Tom's Used Furniture, Dicker & Deal, William S. Gannon dba Bob & Dave's Used Furniture, Howard Taylor dba Bennie's Furniture, Bernard D. Brown dba Mid-City Furniture, Dave's New & Used Furniture, Drake C. Serges.

JUNK DEALERS—Friedland Iron & Metal Co., Lansing Iron & Metal Co., Edward R. Rogers.

AUCTIONEER—James M. Hyde, James J. Korrey, William J. Stanton, Melvin L. White, Tom Nagy, Merle F. Lemon.

ELECTRICAL CONTRACTOR—Dale Hersey, Lawrence B. Stinson, Ralph Richards, Webb Electric Company, Ivan L. Sanford, Michael Pearson dba Delta Grand Electric, Elton L. Duffy, Richard Navarre, Cadwell Stroud, Applegate Electric Heating, Inc.

HEATING & AIR CONDITIONING—A-1 Plumbing, Heating and Air Conditioning, Applegate Electric Heating, Inc., All Seasons Engineering, Inc.

SIGN ERECTOR—Robert O. Leyrer dba Modern Art & Sign Studio.

BUILDING MOVER—Joe Crosby dba Housemovers, Inc.

Referred to Committee on Ordinance and Contracts.

Petition filed to State of Michigan—Tax Tribunal by Physicians at Ingham Medical Center vs. City of Lansing.

Referred to City Attorney.

Summons filed in Circuit Court by Gary Lee Ellis vs. Lansing Community College and City of Lansing.

Referred to City Attorney and Parks Department.

David N. Lick, Attorney, files original petition and proof of service for filing an

appeal by McNamara Construction vs. City of Lansing relative tax assessment.

Referred to City Attorney, City Assessor and City Treasurer.

Card of appreciation from family of David Buhl.

Received and placed on file.

Official notice of 77th annual convention of Michigan Municipal League to be held at Mackinac Island on Sept. 4 to 6, 1975, and procedure for resolution to be voted on.

Referred to Mayor's Office, Committee of the Whole and Department Heads.

Invitation from students of Pleasant View School to a "Arts Capades" on May 13, 1975.

Referred to Mayor's Office, City Councilmen.

Letter from Mrs. Elizabeth A. Bright relative to damage to automobile due to manhole.

Referred to City Attorney and Public Service Department.

Claim filed by Hartford Insurance Co. for Miles King for damage to automobile.

Referred to City Attorney and Public Service Department.

Request from Dale Yanz to have portion of Oban Rd. closed off on June 21, 1975, to hold a muscular dystrophy carnival.

Referred to Committee on City Affairs.

Letter from Department of Natural Resources notifying the city of new procedures which have been formulated for requesting financial assistance from the Land and Water Conservation fund for fiscal year 1976.

Referred to Mayor's Office and Committee the Whole, and Program Coordinator.

State of Michigan Water Resources Commission submits notification of order and permit to Parks and Recreation Department to build in flood plain of Sycamore Creek.

Received and placed on file with copy to Planning Department.

REPORTS OF COMMITTEES

The Committee on ORDINANCE AND CONTRACTS approves the following applications and bonds for licenses:

CABARET—Frenchie's Bar, Celentino's Holiday Inns of America, Inc., Teak-Wood Lounge.

MECHANICAL DEVICES—Frenchie's Bar (4), Emil's Bar and Restaurant, Ramada Inn Cocktail Lounge and Restaurant, Ikey Joe's, Silver Dollar (10), Connor's Restaurant, Buck and May's Grill, Golden Eight Ball (6), GROG #2 (4), Red Rail, Inc. (2), Capitol Lounge, Alex's (10).

POOL ROOM—W & J Pool Room, Hall of Fame.

RUBBISH HAULER—Thomas Woodworth.

THEATRE—Pussy Cat, Spartan Twin East, Spartan Twin West.

PUBLIC DRIVERS—Donald H. Barker, Henry A. Bergau, Dennis E. Brendahl, Jerry L. Burke, Carroll Carter, Anna F. Casswell, David A. Cook, Donald C. Doolittle, Steven J. Earl, Randall G. Eveleigh, Edward W. Hahn, Mark S. Hamilton, Shirley A. Hartman, Glenn S. Henderson, Jr., Sandra K. Holley, Michael L. Hudson, Carlton Hutcheson, Bruce L. Jones, Syble C. Kelley, Gerald V. Kenway, Russell J. Lamacchia, Donald H. Lass, William A. Lay, Harvey J. Lockhart, Mae Ruth Mitts, Dennis L. Murphy, Virgil C. Nadeau, Steve J. Nehf, Anthony J. Nelson, Sr., Jane R. Perkins, Robert J. Shinn, Blair E. Skippen, Gary G. Smith, Gwendolyn J. Spears, Shirley Stacy, John C. Trayler, Donald Welsh, John A. Welch, Thomas J. Williams, Deloris D. Yinger, Lewis E. Zeller.

DRAIN LAYER—Demetrio Saenz, Edward Pearen, Durwood Lee Mason.

SECOND HAND STORE—Thomas A. Powers dba Tom's Used Furniture, Dicker & Deal, William S. Gannon dba Bob & Dave's Used Furniture, Howard Taylor dba Bennie's Furniture, Bernard D. Brown dba Mid-City Furniture, Dave's New & Used Furniture, Drake C. Serges.

JUNK DEALERS—Friedland Iron & Metal Co., Lansing Iron & Metal Co., Edward R. Rogers.

AUCTIONEER—James M. Hyde, James J. Korrey, William J. Stanton, Melvin L. White, Tom Nagy, Merle F. Lemon.

ELECTRICAL CONTRACTOR—Dale Hersey, Lawrence B. Stinson, Ralph Richards, Webb Electric Company, Ivan L. Sanford, Michael Pearson dba Delta Grand Electric, Elton L. Duffy, Richard Navarre, Cadwell Stroud, Applegate Electric Heating, Inc.

HEATING & AIR CONDITIONING—A-1 Plumbing, Heating and Air Conditioning, Applegate Electric Heating, Inc., All Seasons Engineering, Inc.

SIGN ERECTOR—Robert O. Leyrer dba Modern Art & Sign Studio.

BUILDING MOVER—Joe Crosby dba Housemovers, Inc.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the ordinance of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by revising section 9C-15 of said Code (Permits Required), reports as follows:

That said ordinance be approved.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Dale Yanz for permission to close Oban Road on the afternoon of June 21, 1975, from 1 p.m. to 6 p.m., to hold a carnival for benefit of Muscular Dystrophy, reports as follows:

The Committee recommends permission be granted and recommends further that by copy of this Committee Report, the departments of Fire, Police, Traffic Engineer, and Emergency Operation be made aware of this temporary street closing, and that Public Service Department will furnish barricades for the closing.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred rezoning petition Z-47-72 for property at 5000 block South Cedar Street from "A" One Family Residence District to "F" Commercial District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
LUCILE BELEN,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

Director of Finance submits quarterly financial statements.

Received and placed on file.

April 28, 1975

Honorable Mayor and Members
of the Lansing City Council
Lansing, Michigan

Re: Claim of Mrs. George Nacke
Sewer backed up into basement

Gentlemen:

Your City Attorney, to whom was referred the above claim, has made an investigation thereof and, on that basis, recommends that the same be allowed in the amount of \$55.00. It appears that there may have been some negligence on the part of the City.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Gunther—

That we concur in the recommendation of the City Attorney and the City Clerk be and she is hereby directed to draw a warrant on the City Treasurer in the amount of \$55.00 payable to Mrs. George Nacke.

Carried.

May 1, 1975

Honorable Mayor and Members
of the Lansing City Council

Re: Joe W. Rogers vs. City of Lansing

Gentlemen:

Joe W. Rogers is a twenty-nine year old father of two children who was employed as a laborer by the City until August 26, 1974. On August 13, 1974, Mr. Rogers injured his back by lifting propane tanks while on the job. Workmen's compensation benefits were paid to Mr. Rogers from August 14, 1974 to August 24, 1974.

The physician for the City indicated that Mr. Rogers could return to work on August 26, 1974. However, Mr. Rogers' physician has reported that as a result of the injury Mr. Rogers could not return to work until March 17, 1975. Consequently approximately 29 weeks of workmen's compensation benefits is at issue.

Plaintiff has offered to settle this matter upon payment of \$2,241.14 representing 22 weeks of workmen's compensation benefits and payment of \$360.00 in medical expenses which are not in dispute.

From a review of the facts and medical reports the figure proposed by the plaintiff appears to be substantially less than the amount which would be awarded should the matter go to trial.

Therefore we would request that we be authorized to settle this case for \$2,601.14.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Gunther—

That we concur with the recommendation of the City Attorney.

Carried.

May 2, 1975

Honorable Mayor and Members
of the Lansing City Council

Re: Robert E. Ayles vs. City of Lansing

Gentlemen:

Robert E. Ayles is a thirty-eight year old father of seven children who injured his

back on February 24, 1972, while working for the Forestry Division of the Department of Parks and Recreation. The back injury required corrective surgery which was performed in June of 1974. The City paid for the cost of the surgery. It appears however that Mr. Ayles still experiences some difficulty with his back. However, Mr. Ayles has returned to work at this time.

Should this matter be brought to trial, a finding that Mr. Ayles was partially disabled from performing forestry operations would not be unexpected. In the event such a verdict was reached, the City would be liable in the amount of approximately \$5,900.00 annually for an indeterminate number of years, extending perhaps as long as Mr. Ayles lives.

We have offered to settle this matter on a closed award basis in the amount of \$1,808.00 representing four months of workmen's compensation benefits. Unlike a redemption, in a closed award Mr. Ayles could later receive benefits if this present injury further disables him. In view of the circumstances, we request that you authorize us to settle the case for this amount.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Gunther—

That we concur in the recommendation of the City Attorney.

Carried.

April 30, 1975

To the Honorable Mayor
and Members of the Council
Gentlemen:

I am hereby submitting Special Assessment Roll No. 30-T, actual cost, for the removal of dead and hazardous trees from private property.

To Be Assessed—100%.....\$398.60

Respectfully submitted,

PAUL S. CREEVY,
City Assessor.

Received and placed on file.

April 30, 1975

Hon. Mayor and Members of
the Lansing City Council
City Hall
Lansing, Michigan

Gentlemen:

I am attaching a letter of intent signed by Jack D. Gunther, Member of the Lansing City Council to do business with the City of Lansing in accordance with Section 14.4 of the Lansing City Charter.

Very truly yours,

THEO FULTON,
City Clerk.

Received and placed on file.

STATEMENT OF INTEREST

I, Jack D. Gunther, being duly sworn, and in contemplation of Section 14.4 of the Lansing City Charter, say that I am a duly elected and serving member of the Lansing City Council.

I further say that my wife, June Gunther, is Vice-President of Wagenvoord-Riegel, Inc., a Michigan Corporation engaged in providing bookbinding services in the City of Lansing and that said Corporation has in the past and may in the future have contracts for such services with the City of Lansing.

I further say that the provisions of such contracts have not in the past and should not in the future be of such a nature that my position as a member of the Lansing City Council would result in any conflict of interest.

JACK D. GUNTHER.

Subscribed and sworn to before me this 29th day of April, 1975.

RITA M. BAUMAN,

Notary Public, Ingham Co.,
Michigan.

My Commission expires Jan. 2, 1978.

April 28, 1975

Honorable Mayor and
Members of the City Council
City of Lansing, Michigan
Honorable Sirs:

I herewith report that I have given to the City Controller the cost for the removal of one tree on private property that was hazardous to the right-of-way to be placed on a time payment program.

Tree Location—1924 Teel Avenue.

Owner—Mr. Oscar Britton.

Address of Owner—2421 Kensington Rd.,
Lansing, Michigan.

A total of \$203.60 is to be distributed on Roll 30-T.

Respectfully submitted,

DAVID L. PHILLIPS,
Superintendent of Forestry.

Approved:

THEODORE J. HASKELL,
Director, Parks and Recreation
Department.

Received and placed on file.

April 29, 1975

Members of City Council

City of Lansing

Re: Street Closing Request
1975 Boy Scout Fair

Ladies and Gentlemen:

The 1975 Boy Scout Fair is scheduled for June 7th and 8th. This year's Fair is combined with the Council Camporee, which means a large venture of approximately 5000 boys. The Fair will be at the 119th National Guard Armory, with the troop encampment on the old Boys' Training School property.

In order to provide the necessary protection to the area and safety for the large group traversing from one site to the other, we request the following:

That Marshall Street between Jerome and Saginaw Streets be closed for vehicular traffic from 7:00 P.M., June 6, 1975, to 7:00 P.M., June 8, 1975 (local traffic and emergency vehicles excepted). Security personnel will be assigned at both ends of the closed street.

The Scout Fair Committee would like to thank you in advance for helping to make the 1975 Fair the best and safest ever.

Respectfully yours,

THOMAS W. O'TOOLE,
Chief of Police,
Scout Fair General Chairman,

CARL BARRATT,
Chief of Fire,
Scout Fair Committee.

Referred to Committee on City Affairs.

DATE: 5/1/75

TO: Mr. Gunther, Mayor Pro-Tem and
Members of Council

FROM: City Assessor, City Attorney, and
Planning Director

SUBJECT: Lindell Drop Forge Industrial
Development District #2

A formal request was directed to City Council from Lindell Drop Forge Company for the establishment of an Industrial Development District as defined by Act 198, 1974. Such request was referred to the City Assessor, City Attorney and Planning Director.

The City Assessor and City Attorney did inspect the property and discuss with an officer of the Corporation their future plans. The construction of the building is nearly completed and presently being outfitted with old and new equipment. This work being completed prior to the establishment of the District does not invalidate their application if the exemption certificate is issued within a year after starting of construction. We are working with July 1, 1975 deadline.

The City Attorney, Assessor and Planning Director did concur that applicant and area designated did comply with the provisions of the Act and that the undersigned recommend that Council approve such a request after the Public Hearing which has been scheduled for May 12, 1975.

PAUL S. CREEVY,
City Assessor,

PETER HOUK,
City Attorney,

ALAN TUBBS,
Planning Director.

Referred to Committee of the Whole.

DATE: 5/1/75

TO: Mr. Gunther, Mayor Pro-Tem and
Members of Council

FROM: City Assessor, City Attorney and
Planning Director

SUBJECT: Walter Neller Company Industrial Development District #3

A formal request was directed to City Council from Walter Neller Company for the establishment of an Industrial Development District as defined by Act 198, 1974. Such request was referred to the City Assessor, City Attorney and the Planning Director.

The request included 5 vacant lots in Lantex Industrial Park Subdivision. The zoning is Light Industrial which would allow for a manufacturing process as prescribed by the Act. Also the establishment of such a district would help the City retain businesses which might want to expand.

The City Attorney, Assessor, and Planning Director did concur that applicant and area designated did comply with the provisions of the Act and that the undersigned recommend that Council approve

such a request after the Public Hearing which has been scheduled for May 12, 1975.

PAUL S. CREEVY,
City Assessor,

PETER HOUK,
City Attorney,

ALAN TUBBS,
Planning Director.

Referred to Committee of the Whole.

DATE: May 1, 1975

TO: Mayor Gerald Graves and Lansing
City Council

FROM: Marcel B. Elliott,
Executive Director,
Lansing Housing Commission

SUBJECT: Amendment No. 9 to the Annual Contributions Contract

Enclosed you will find a resolution to Amend the Annual Contributions Contracts for M58-2 through 13 for the purpose of modernizing certain projects. The total amount of the modernization would be \$258,400.00. The monies are to be used in the following general areas.

1. Insulating of the units in order to cut down costs of utilities.
2. Securing the units and the community buildings to cut down on vandalism and other related costs, and the installation of security lighting.
3. The purchase of the Maintenance Garage which would allow many repairs to be prefabricated and the purchase of equipment and supplies in large enough quantities to allow the lowest possible unit cost.

There will be no cost to the City of Lansing for any of the above items mentioned.

Your consideration in this matter will be greatly appreciated.

Most cordially yours,

MARCEL B. ELLIOTT.

Referred to Committee of the Whole.

By Councilman Blair—

Whereas, the Department of Housing and Urban Development provides monies for modernization of various projects, and

Whereas, an application was made by the Lansing Housing Commission to modernize in some degree or another Project M58-2 through 13, and

Whereas, the Department of Housing and Urban Development has indicated a willingness to provide \$258,400.00 for such modernization,

Therefore, Let It Be Resolved, that the Lansing City Council authorize the execution of Amendment No. 9 to the Annual Contributions Contract, and the issuance of project loans and permanent notes, and directs the Mayor and City Clerk to sign the necessary documents.

Carried.

April 30, 1975

James Blair, Councilman

City of Lansing, Michigan

Councilman :

The Park Board at their April meeting reviewed the request from the Early Lansing Project to conduct archeological diggings on the Dodge-Turner property. This matter was referred by the City Council to the Committee on Parks and Recreation, and to the Park Board on April 20, 1975.

It was the action of the Board to approve the request, with the stipulation that no hole be left open overnight and that before second excavations take place all previous ones must be satisfactorily filled and the sod replaced.

Furthermore, we request that Mr. McConnell contact Louis Newhouse, Superintendent of Parks, prior to starting work. This will allow us time to schedule an inspection of the project which is necessary for our department records.

Thank you.

Sincerely,

DOUGLAS FINLEY,
Assistant Director,
Parks and Recreation.

Referred to Committee on Parks and Recreation.

REPORT OF COMMITTEE

The Committee on PARKS AND RECREATION, to whom was referred the recommendation of the Park Board that the request from the Early Lansing Project for permission to conduct archeological diggings on the Dodge-Turner property be approved, reports as follows:

The Committee concurs in the recommendation of the Park Board and reaffirms that this project be under close supervision of the Superintendent of Parks at all times.

Signed:

JAMES D. BLAIR,
JOEL I. FERGUSON,
TERRY J. McKANE,
Committee on Parks and
Recreation.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

May 1, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is Change Order No. 1, submitted by Barnhart and Son on the Hamelton, Aurelius and Other Storm and Sanitary Sewers, P.S. 58020, decreasing the amount of the contract by \$14,886.09, due to the deletion of Hamelton Street.

I would recommend approval of this Change Order No. 1.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred Change Order No. 1, submitted by Barnhart and Son on the Hamelton, Aurelius and Other Storm and Sanitary Sewers, P.S. 58020, decreasing the amount of the Contract by \$14,886.09, due to the deletion of Hamelton St., reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JAMES D. BLAIR,
JACK D. GUNTHER,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

April 25, 1975

Councilman Joel Ferguson

Chairman

City Affairs Committee

Lansing City Council

Dear Councilman Ferguson:

Attached is an application for a parade permit for the Veterans of Foreign Wars Convention, scheduled for 2:00 P.M. on June 21, 1975.

Our Traffic Bureau estimates this parade will cost the City a total of \$494.04, which represents manpower and motorcycles for two hours.

This application has been approved by all necessary department heads, and is being submitted to your committee for final action.

Respectfully yours,

THOMAS W. O'TOOLE,
Chief of Police.

Referred to Committee on City Affairs.

REPORT OF COMMITTEE

The Committee on CITY AFFAIRS, to whom was referred the request from Veterans of Foreign Wars Convention for permission to parade on June 21, 1975, reports as follows:

The Committee recommends permission be granted inasmuch as the application has received the approval of the Chief of Police, the Director of Public Service, and the Traffic Engineer, and the Committee further recommends that the parade be under supervision of the Lansing Police Department.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

April 25, 1975

Councilman Joel Ferguson

Chairman

City Affairs Committee

Lansing City Council

Dear Councilman Ferguson:

Attached is an application for a parade permit for the Mayor's Memorial Parade, scheduled for 10:00 A.M. on Saturday, May 24, 1975.

Our Traffic Bureau estimates this will cost the City a total of \$494.04, which represents manpower and motorcycles for a period of two hours.

You will note this application has been approved by all necessary department heads, and is being forwarded to your committee for final disposition.

Respectfully yours,

THOMAS W. O'TOOLE,
Chief of Police.

Referred to Committee on City Affairs.

REPORT OF COMMITTEE

The Committee on CITY AFFAIRS, to whom was referred the request for permission to parade from the Mayor's Memorial Day Parade Committee on Saturday, May 24, 1975, reports as follows:

The Committee recommends permission be granted, the application having been signed by the Chief of Police, the Traffic Engineer, and the Director of Public Service and the Committee recommends further that the parade be under supervision of the Lansing Police Department.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

May 1, 1975

Honorable Mayor and

Fellow Councilmen —

Attached is a letter from Michigan Bell Telephone Company regarding improvements to the telephone service in the Lansing Police Operations Center submitted for your consideration.

Sincerely,

JOHN T. ANAS,
Councilman-at-Large.

Referred to Committee on Buildings and Properties.

May 5, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

Following meetings with various State and Federal officials on Monday, April 28, my office immediately commenced making plans for a mass clean-up during this past weekend of debris resulting from heavy rains and flooding conditions of April 18-20. The official clean-up started at 0800 Hours on Saturday, May 3, and ended at 1500 Hours on Sunday, May 4.

As a result, the mountains of debris, which were located in the City of Lansing and Lansing Township, are now gone. The 49 block area, bounded by Michigan Avenue on the north, Clippert Street on the east, Fairview and Magnolia Streets on the west and the freeway on the south, is unbelievably different. During the Saturday and Sunday clean-up period, 5,100 cubic yards, or 507 truckloads of debris were loaded and hauled out.

Manpower and equipment of the Michigan National Guard, and manpower of the U. S. Marine Corps Reserves and U. S. Naval Reserves, merged with Public Service Department and Parks Department crews and equipment, plus members of the National Campers and Hikers Association, and other volunteers, to do a job which ordinarily would take our own limited personnel more than one month to do. Heavy front-end loaders, 25 cubic yard trucks, heavy booms, plus equipment operators, were furnished by Brown Brothers, American, VanAlstine Trenching, Solomon's, Bill's Wrecking Service, McNamara Construction, and others. The Red Cross and Salvation Army assisted.

The job was long, difficult and dirty. But, it was done with pride, and it was a cooperative effort. When the job was completed, horns tooted, people thanked each other, and then the young military men involved—worn, sore and wet from Sunday's downpour—marched out of the area in formation, but smiling as they did it.

For the City of Lansing, and Lansing Township, the project truly achieved what had to be done.

To Robert Black, my Executive Assistant, whose responsibility it was to bring the "team" together, to the members of the City Hall Girls Club, to the Fire Department Ambulance Crew, to the cyclists of the Police Department, and to all the aforementioned, we owe a debt of gratitude for a tremendous job well done.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

May 1, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council

City Hall—Tenth Floor

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

Please be advised that a parade permit is herein requested for the Sexton Band under the direction of Mr. Duane C. Corbett, in conjunction with the annual Michigan Week Governor's Award Program.

The Band will assemble at Grand and Michigan on Tuesday, May 20, 1975 at 11:00 a.m. From this point they will proceed west on Michigan Avenue, making a stop in front of City Hall at 11:15 a.m. and then proceed to the Capitol steps where they are scheduled to arrive at 11:30 a.m.

Hopefully, this request can be acted upon at your earliest convenience.

Respectfully submitted,

GERALD W. GRAVES,
Mayor.

Referred to Committee on City Affairs
and Police Department.

May 2, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

On Friday, April 18, 1975, more than five inches of rain fell in certain areas of Lansing and the Greater Lansing Area, which lead to tremendous complications. As a result, I immediately, thereafter, requested of Governor William G. Milliken, the assistance of the Michigan National Guard, and that he do everything in his power to gather supporting data for the purpose of having the President of the United States declare this a Disaster Area. As you are aware, the Governor abided by this request and by late Saturday, April 19, the Governor put these matters into motion.

One week later, in what is determined to be one of the fastest declarations made in regard to disasters, the President of the United States declared the Greater Lansing Area, and others, Disaster Areas. As a result, representatives of various departments of the City of Lansing have attended, and will continue to attend, meetings with representatives of the Federal government and State government. On Wednesday, April 30, the Disaster Office was opened for business at 9:00 a.m. and it is located at 6900 S. Cedar Street. Personnel representing the City of Lansing, the American Red Cross, Salvation Army,

various agencies of the State and Federal governments and volunteer linguists are manning the Center. Owners and tenants of any business, or residential building, which suffered damage to building and contents, regardless of whether same was in the flood plain or not, is eligible to file a claim for assistance. To avoid delays, claimants should appear at the Center with photos and inventories of damages. In regard to this matter, I am pleased to advise that in an effort to assist persons of Urbandale, Lindbergh Drive, Shubel, Tecumseh River Drive, etc., my office made arrangements with the Oldsmobile Camera Club to take such photos, have them developed, and returned to the owner or tenant of the property in question. Film and processing is being provided through the courtesy of the State Journal.

In accordance with the request of Federal Officials and the requirements of Federal law, I have named James A. Holcomb, Director of the Office of Emergency Operations, to serve as our agent, for the purpose of coordination, submitting of Federal forms, etc. I request your immediate approval of Mr. Holcomb so that certified copies of our combined action can immediately be delivered to Lt. Zane Gray, Michigan State Police, and to the proper representatives of the Office of the President of the United States.

Sincerely,

GERALD W. GRAVES,
Mayor.

By Councilman Blair—

That we concur in the recommendation of the Mayor and said appointment be confirmed.

Carried.

**THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON ANY OF THE
FOLLOWING RESOLUTIONS. YOU MAY
SPEAK ONLY FOR 3-MINUTES ON ANY
ONE RESOLUTION.**

No persons spoke.

RESOLUTIONS

By Committee on Public Service
and Highways—

Resolved by the City Council of the City
of Lansing:

That the original low bid of Barnhart and Son Construction Co., for the Hamelton, Aurelius and Other Storm and Sanitary Sewers, PS 58020, in the amount of \$141,516.19 (accepted by Council Resolution 4/8/75), has been reduced by \$14,886.09, making an adjusted base bid of \$126,630.10. This adjusted base bid is authorized by Council Action (Committee Report 5/5/75) which deleted that portion of the contract

for storm sewer on Hamelon Street from Aurelius Rd. to the East end of street at the request of the petition filed by the property owners and by Change Order No. 1, which deleted that portion of the items pertaining to Hamelon Street.

An additional 15% in the amount of \$18,994.51 is hereby authorized to be encumbered by the Controller for contingencies, making the total encumbered amount under this contract \$145,624.61.

After the award, the successful bidder will be required to execute the contract as specified, within ten days after the prescribed forms are presented to him for signature as stipulated in the Instruction to Bidders section (pp. 1B-5) of the contract.

Be It Further Resolved, that the Mayor and City Clerk be directed to execute a contract with the said Barnhart and Son Construction Company on behalf of the City of Lansing according to the said adjusted bid documents and the specifications on file, upon approval of the contract and of the bonds and insurance policies by the City Attorney, and upon certification of the City Controller as to the availability of funds.

Adopted by the following vote:

Unanimously.

By Committee on Public Safety and
Committee on Finance—

Resolved by the City Council of the City of Lansing:

Whereas, on April 9, 1973, the City Council accepted the bid of American Fire Apparatus Company for the purchase of a Squad Fire Truck for a total delivered price of Forty-Four Thousand Two Hundred Nineteen Dollars (\$44,219.00); and

Whereas, American Fire Apparatus Company in December of 1974, requested that the bid price be increased by Seven Thousand Nine Hundred Fifty-Nine Dollars and Forty-Two Cents (\$7,959.42), and further that the City pay for the subassembly upon the delivery to American Fire Apparatus Company; and

Whereas, on February 10, 1975, the City Council agreed to pay for the subassembly upon its delivery to American Fire Apparatus Company but rejected the request for an increase over the original bid price and reaffirmed its intention to accept delivery of the truck at the bid price; and

Whereas, subsequent negotiations between American Fire Apparatus Company, the Purchasing Agent, the Fire Department and the City Attorney's Office resulted in a proposed agreement that (1) the Squad Fire Truck is to be delivered to the City of Lansing ninety (90) days after the subassembly arrives at the American Fire Apparatus Company facilities in Battle Creek,

(2) the City will pay to American Fire Apparatus Company the sum of Twenty-Three Thousand Two Hundred Ninety-Nine Dollars (\$23,299.00) upon proof of delivery of the subassembly to American Fire Apparatus Company and upon receipt of said sum, American Fire Apparatus Company will forward a Certificate of Origin to the City, (3) the City will pay the balance due on the original bid plus One Hundred Twenty-Five Dollars (\$125.00) in additional administrative costs incurred as a result of the negotiations upon unconditional acceptance of the truck by the Fire Department at Battle Creek, and upon delivery of the truck by American Fire Apparatus Company to the Fire Department at Lansing; and

Whereas, the foregoing proposed agreement has been reviewed by the City Council; now, therefore, be it

Resolved, that said proposed agreement is hereby approved.

Adopted by the following vote:

Unanimously.

By Committee on Planning—

Resolved by the City Council of the City of Lansing:

Whereas, the United States Department of Housing and Urban Development has indicated that certain funds will be made available to the City of Lansing under the Comprehensive Planning Assistance (701) funds; and,

Whereas, these funds will be utilized by the Finance and Planning Departments to assist in providing current and reliable data to assist elected officials in their decision making process as pertains to the budgeting and management functions performed by the City of Lansing; and,

Whereas, the estimated costs of this application totals \$50,378 of which the federal share is \$33,618 and the City share totals \$16,760 of inkind staff services to be provided by the staffs of the Finance and Planning Departments; and,

Whereas, it is the desire of the City of Lansing to continue to improve our budget and management information system;

Now, Therefore, Be It Resolved, that the Mayor is directed to sign this grant application and all subsequent contractual documents upon approval of the city Attorney as to form; and,

Be It Further Resolved, that the Program Coordinator is authorized to submit this application and all subsequent documents to the Department of Housing and Urban Development.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has entered into an agreement with the Lansing Tri-County Regional Manpower Consortium to provide for the planning and delivery of manpower services pursuant to the Comprehensive Employment and Training Act of 1973, Title II and Title VI, Public Service Employment Program; and

Whereas, the City of Lansing has modified their Title II and Title VI contracts with the Lansing Tri-County Regional Manpower Consortium to recapture residual funds that have accumulated due to delay in hiring; and

Whereas, modifications to the Title II and Title VI contracts have been prepared.

Now, Therefore, Be It Resolved, that the City Council approve said contract modifications and authorize the Mayor and other City Officials to sign said modified contracts.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has entered into agreements with subcontractors to provide for the planning and delivery of manpower services pursuant to the Comprehensive Employment and Training Act of 1973, Title II, Public Service Employment Program; and

Whereas, those subcontractors are the Lansing Community College and the Department of Natural Resources; and

Whereas, the above named subcontractors have agreed to modifications of their contracts to recapture residual monies that have accumulated due to delay in hiring.

Now, Therefore, Be It Resolved, that the City Council approve said modifications and authorize the Mayor and other City Officials to sign said modified contracts.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, it is necessary to hold a Public Hearing on the proposed establishment of a Lansing Industrial Development District No. 2—Lindell Drop Forge and also a Lan-

sing Industrial Development District No. 3—Walter Neller Company;

Therefore, Be It Resolved, that the City Clerk give at least 7 days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed districts.

Resolved Further, that such hearing shall be held at the Council Chambers in the City Hall on the 12th day of May, 1975, at 7:30 P.M. and that notice of such hearing be published in the official publication of said City.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing is the capital city of Michigan and having many of the State owned facilities within our corporate limits; and

Whereas, the State of Michigan has removed from the City's tax rolls a large amount of tax base to accomplish the housing for their facilities; and

Whereas, Police and Fire protection is an essential need to them and this need is furnished by the City of Lansing;

Now, Therefore, Be It Resolved that the Mayor and City Council endorse that Senate Bill No. 255 be moved through the committees and passed, and

Be It Further Resolved that in this time of economic crisis, this financial aid will be of great benefit to the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

Whereas, numerous citizens serve on various committees of the City Demonstration Agency; and

Whereas, the current inflationary trend of the economy has increased transportation costs and the like for these citizens; and

Whereas, the citizen stipend has been five dollars (\$5.00) since November 1, 1973;

Now, Therefore, Be It Resolved that the citizen stipend payments for the second half of Model Cities Fifth Action Year be

increased from Five Dollars (\$5.00) to Eight Dollars (\$8.00) per meeting.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Blair, Ferguson, Gunther, McKane—6.

Nays: Councilmen Brenke, May—2.

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That the special assessment for Storm and Sanitary Sewer (Roll No. 250 of April 28, 1975) for Sam DeRose of 5500 Aurelius Road (Parcel No. 3305-03-276-005) in the amount of \$13,132.85 be levied for a five-year installment basis, and

Be It Further Resolved that Ben Berkey on Aurelius Road (Parcel No. 3305-03-226-041) in the amount of \$11,454.78 also be levied for five-year installment basis.

And Be It Finally Resolved that the City Assessor be directed to reflect the installments for the two described properties application.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and Properties—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing is owner and has marketable title to real property described as:

Lot 152 of Maple Grove Farms No. 3 except that portion of said lot which is the Pleasant Grove Road Right-of-Way;

and

Whereas, the above described property is not necessary for use for a public purpose; and

Whereas, it has been determined that the continued ownership of said property by the City of Lansing would serve no valid purpose; and

Whereas, the City Assessor has recently determined the fair market value of said property to be at least \$1200.00; now, therefore, be it

Resolved, by the City Council of the City of Lansing that the sale of the property located on the southeast corner of the intersection of Moffitt and Pleasant Grove Roads, which is legally described as:

Lot 152 of Maple Grove Farms No. 3

except the portion of said lot which is the Pleasant Grove Road Right-of-Way; said road being described as a parcel beginning at the northwest corner of said Lot 152, thence southerly along the west lot line 277.78 ft., thence northeasterly along a curve to the left (the east right-of-way line of Pleasant Grove Rd.), which has a radius of 612.96 ft. and a long chord bearing northeasterly 289.13 ft. to the north line of said Lot 152 (the south right-of-way line of Moffitt St.), thence west along said north line 79.49 ft. to the point of beginning

is hereby approved; and be it

Further Resolved, that the Purchasing Agent be and is hereby directed to advertise consistent with general bid procedures for sealed bids for the sale of said property and that the minimum bid shall be \$1200.00.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, The Housing and Community Development Act of 1974, includes an allocation category (§570.104(b)) known as Special Transition Funds and it contains a subpart allocating funds for urgent community needs to cities; and

Whereas, The City of Lansing has received notification from the Department of Housing and Urban Development that a reservation of funds in the amount of \$559,000 is available to the City; and

Whereas, The purpose of this fund is to assist cities in completing and continuing any project or activity which may have been curtailed because of a shortfall of funds during the transition from the Urban Renewal and Model Cities categorical programs to the Community Development program; and

Whereas, The applicable regulations promulgated by the Department of Housing and Urban Development require an application to be submitted by May 15, 1975, to the appropriate authorities;

Now, Therefore, Be It Resolved, That the City's application for urgent needs transition funds shall contain the following approximate monetary requests for these projects:

\$200,000	Capitol Commons Development
\$120,000	Kingsley Place Phase II Acquisition
\$150,000	Central City Riverfront Park Development—Urban Renewal Project II
\$ 89,000	Day Care Services

Now, Therefore, Be It Further Resolved, That the aforementioned allocations are made subject to the constraints set forth below:

(a) \$200,000 for future, continued acquisition and development within the Capitol Commons project area, but these funds shall be placed in an account within the City Hall pending a final determination by the City Council of the development agency for this project and the submission of an acceptable financing and development plan.

(b) \$120,000 for additional acquisition in Phase II of the Kingsley Place project.

(c) \$150,000 for future development of the Central Riverfront Park in Urban Renewal Project II to provide the City with local cash credits in matching additional Urban Renewal funds currently not available to that project; and

(d) \$89,000 to maintain four day care service agencies because of a lack of State matching funds through the Michigan Department of Social Services and changes in applicable regulations; and

Now, Therefore, Be It Finally Resolved that the City Council authorizes the Federal Program Coordinator to prepare and submit the application forms for these funds to the Department of Housing and Urban Development.

By Councilman Ferguson—

That in paragraph five (5) after the amount \$120,000 this read "Kingsley Place Development."

Carried.

That under (b) in paragraph six (6) it read as follows: "\$120,000 for additional Kingsley Place Development."

Carried.

Adopted by the following vote:

Unanimously.

By Committee on Parks and Recreation—

Resolved by the City Council of the City of Lansing:

Whereas, the City has acquired the Dodge property for park purposes including the use of the mansion for community purposes, and

Whereas, the Lansing Jaycees have submitted a proposal to restore, develop and operate the mansion for community purposes, and

Whereas, the Park Board has reviewed their proposal and supports the Jaycees pro-

posals provided that it be recognized to be in conformity with the requirements as defined in the City Demonstration Agency's Cooperative Agreement for the Dodge Mansion, and

Whereas, certain federal funds may be available for historic restoration pending favorable review of the proposal submitted by the Jaycees,

Now, Therefore, Be It Resolved, that the City Council approve the concept and general contents of the Jaycees proposal subject to the items mentioned above,

And Be It Further Resolved, that the Director of Parks and Recreation and the City Attorney be authorized and directed to reconcile the proposal and the cooperative agreement and work out the necessary contracts and agreements to implement the proposal.

And Be It Further Resolved, that upon approval of these contracts and agreements by the Park and Recreation Committee and the City Attorney, that the Mayor and City Clerk be authorized to sign on behalf of the City.

By Councilman Ferguson—

That this resolution be tabled.

Councilman Blair abstained from voting.

Adopted by the following vote:

Yeas: Councilmen Belen, Brenke, Ferguson, Gunther, May, McKane—6.

Nays: Councilman Anas—1.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Department of Parks and Recreation of the City of Lansing, entered into a Contract (Cooperative Agreement) on March 20, 1974, effective from March 20, 1974 through June 30, 1974 to provide for an Additional Kingsley Court Open Space Project (PN-73); and

Whereas, said Contract (Cooperative Agreement) was amended on June 28, 1974, increasing the total Contract budget allocation to \$74,350.00; and

Whereas, although expenditures made to complete the Contract (Cooperative Agreement) conditions did not exceed the Contract budgetary allocations and totaled \$72,605.38, said expenditures occurred after the Contract expiration date of June 30, 1974; and

Whereas, said expenditures made after the Contract termination date would be considered ineligible costs unless authorized

and ratified by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the City Council of the City of Lansing hereby authorizes and ratifies the expenditures incurred under the Additional Kingsley Court Open Space Project, as follows:

Account No.	Item	Amount
9303	Property Acquisition	\$66,255.38
9313	Other Expenses	2,500.00
9321	Appraisals	3,850.00
	Total	<u>\$72,605.38</u>

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, by a resolution on March 10, 1975, the City Council authorized and ratified certain budget transfers and expenditures of the Lansing Model Cities Housing Assistance Foundation; and

Whereas, said resolution in reference to account number 9305, subaccount number 901101, provided zero dollar amounts for both funds budgeted and expended; and

Whereas, account number 9305, subaccount number 901101, should have provided for zero dollars budgeted and for two thousand dollars (\$2,000.00) expended; now, therefore, be it

Resolved, that said resolution is hereby corrected to read that the amount budgeted and the amount expended under account number 9305, subaccount number 901101, be zero dollars and two thousand dollars (\$2,000.00) respectively.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and Lansing Senior Citizens, Incorporated, a non-profit corporation, entered into a Contract on October 11, 1974, effective from October 1, 1974 through September 30, 1975; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing Senior Citizens, Incorporated,

rated, have mutually agreed to amend said contract; and

Whereas, the proposed amendment to said Contract is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign the attached Contract as amended after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Community Design Center, a non-profit corporation, entered into a Contract effective from October 1, 1974 through June 30, 1975; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Community Design Center have mutually agreed to amend said Contract; and

Whereas, the proposed amendment to said Contract is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign the attached Contract as amended after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Demonstration Agency intends that fifty thousand and 00/100 Dollars (\$50,000.00) of the Human Resource's Community Development funds should be contracted with the Family and Child Services as match funds for a child abuse and neglect program; and

Whereas, Title XX guidelines are not currently available from the United States Department of Health, Education, and Welfare, whose funds this program would match; now, therefore, be it

Resolved, that the Mayor and City Council of the City of Lansing do hereby concur with the City Demonstration Agency to reserve use of Fifty Thousand and 00/100 Dollars (\$50,000.00) of the Human Resource's Community Development funds for

a child abuse and neglect program with the Family and Child Services pending receipt of guidelines and notification of determination from HEW; and be it

Further Resolved, that said guidelines and/or notification of determination are not received from HEW by May 30, 1975, the City Demonstration Agency is authorized to reprogram these funds as may be authorized by the City Council.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the United States of America have entered into an Agreement providing the City of Lansing with a grant to plan and develop a Comprehensive City Demonstration Program; and

Whereas, the Lansing Model Cities Fifth Year Action Plan provides for a community re-entry project; and

Whereas, the City of Lansing, through the City Demonstration Agency, and New Way In, Incorporated, entered into a Contract (effective from April 1, 1975 through March 31, 1976) to provide for a community re-entry program; and

Whereas, if the City of Lansing provides \$68,968.00 in "match money," the City of Lansing will receive a 1975 LEAA Subgrant (\$68,967.00) to be used to provide financial assistance to New Way In, Inc., in performing said community re-entry program; and

Whereas, the City Council of the City of Lansing hereby designates, as "match money," the entire \$68,968.00 which the City of Lansing has agreed to pay to New Way In, Inc., as full and complete compensation for New Way In, Inc.'s full and complete performance of the aforementioned Contract; now, therefore, be it

Resolved, that said \$68,968.00 is hereby designated as "match money" for said 1975 LEAA Subgrant; and be it further

Resolved, that the Mayor and the City Clerk are hereby directed to sign said Subgrant Contract on behalf of the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the United States of America have entered into an Agreement providing the City of Lansing with a grant to plan and develop a Comprehensive City Demonstration Program; and

Whereas, the Lansing Comprehensive City Demonstration Program provides for a legal aid services project; and

Whereas, the City of Lansing, through the City Demonstration Agency, and the Greater Lansing Legal Aid Bureau have developed a proposed Contract to provide for a legal aid services program (PN-13); and

Whereas, said proposed Contract (effective from July 1, 1975 through June 30, 1976) is hereby approved by the City Council of the City of Lansing subject to the availability of funds; now, therefore, be it

Resolved, that the Mayor and the City Clerk are hereby directed to sign said proposed Contract on behalf of the City of Lansing after approval as to form by the City Attorney and after certification as to the availability of funds by the Controller and the CDA Fiscal Officer.

Adopted by the following vote:

Yeas: Councilmen Blair, Ferguson, Gunther, May, McKane—5.

Nays: Councilmen Anas, Belen, Brenke—3.

By Councilman Ferguson—

That the following resolution tabled on Monday, April 28, 1975, be taken from the table.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Brenke, Ferguson, Gunther, May, McKane—7.

Nays: Councilman Blair—1.

By Councilman Ferguson—

That the resolution be considered read.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and Building in Lansing's Development (B.I.L.D.) entered into a Contract effective from July 1, 1974 through September 30, 1974; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and Building in Lansing's Development (B.I.L.D.) mutually agreed to amend and extend said contract for the period from July 1, 1974 through June 30, 1975; and

Whereas, on March 26, 1975, the City of Lansing, through the Lansing City Demonstration Agency, and Building in Lansing's Development (B.I.L.D.) again amended said Contract; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and Building in Lansing's Development (B.I.L.D.) do mutually agree to again amend said Contract; and

Whereas, the proposed amendment of said Contract is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed amendment of said Contract on behalf of the City of Lansing, after approval as to form only by the City Attorney and after certification by the Director of Finance and the CDA Fiscal Officer as to the availability of funds.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Brenke, Ferguson, Gunther, May, McKane—7.

Nays: Councilman Blair—1.

PUBLIC IMPROVEMENT I

By Committee on Public Service
and Highways—

Resolved by the City Council of the City of Lansing:

That it is hereby determined to be a public necessity to construct Storm Sewer and Curb and Gutter in Hughes Road from Jolly Rd. to the south line of Lot No. 155 and on Moffitt Street from Hughes Road to the Easterly and Westerly ends of the street, as petitioned. (See Petition No. S-3-75, 4/14/75 on file with the City Clerk.)

Signed by 16.7% of the benefited owners.

Signed by owners of 55.1% of the benefited frontage.

That the Department of Public Service be and hereby is directed to cause to be prepared so far as necessary, diagrams and plats of the whole of said district, and/or plans and specifications for such project, and is further directed to estimate in detail the cost of said project, and furnish said information to the Council.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT IV

By Committee on Public Service
and Highways—

Resolved by the City Council of the City of Lansing:

That the special assessment roll for Storm and Sanitary Sewers:

Assessment Roll No. 250

PS 64106—Sanitary

Property Benefited: Ingham Street from Hillcrest Street to 200 ft. south of Fielding Drive, excepting all public streets and alleys and other lands deemed not benefited.

Note: This re-construction due to abandonment of Greenbelt Pumping Station.)

Assessment Roll No. 250

PS 64106—Sanitary

Property Benefited: Fielding Drive (2700 blk.) from north intersection of Ingham St. to south intersection of Ingham St., excepting all public streets and alleys and other lands deemed not benefited. (Note: This re-construction due to abandonment of Greenbelt Pumping Station.)

Assessment Roll No. 250

PS 75086—Sanitary

Property Benefited: All lands fronting on Newark St. from S. Logan St. southeasterly to serve 2025 and 2031 Newark St., excepting all public streets and alleys and other lands deemed not benefited.

Assessment Roll No. 250

PS 77057—Storm and Sanitary

Property Benefited: All land fronting on Aurelius Rd. from Jolly Rd. south to serve 5500 Aurelius Rd., excepting all public streets and alleys and other lands deemed not benefited.

as returned by the City Assessor be and the same is hereby ratified and confirmed, and the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to collect said tax on or before the 4th day of August, 1975.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT V

By Committee on Public Service
and Highways—

Resolved by the City Council of the City of Lansing:

That the supplementary special assess-

ment roll for cutting and removing trees from private property:

Assessment Roll No. 80-T—

1924 Teel Street.

932 Cawood Street.

as returned by the City Assessor be and the same is hereby ratified and confirmed and that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to refund to all persons who have paid said tax as originally assessed the pro rata amount of difference as shown in said supplementary roll, and collect all unpaid tax as shown on said roll on or before August 5, 1975.

Adopted by the following vote:

Unanimously.

ZONINGS

By Councilman Gunther—

Whereas, by petition duly filed on the 10th day of July, 1972, this Council was petitioned to change the following described property from "A" One Family Residence District to "F" Commercial District, all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 11th day of September, 1972, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-47-72—5000 Block of South Cedar Street,

more particularly described as:

Lot 10 of Assessor's Plat No. 58

from "A-1" Family Residential District to "F" Commercial District; and

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised the City Council to deny the request; and

Whereas, the Planning Committee of Council, to whom was referred the report of the Planning Board, did not concur therewith; but recommends that the request be approved.

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "A-1" Family Residential District to "F" Commercial District be approved, subject to the following conditions:

1) That a site plan be submitted and approved by the Planning Department.

2) That a landscape, screening, and fencing plan be submitted and approved by the Planning Board prior to issuance of Building Permits.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 24th day of March, 1975, this Council was petitioned to change the following described property from "A" One Family Residence District to "F" Commercial District, all as set forth in the Zoning Code of this city, and

Whereas, the property involved is described as:

Z-12-75—1325 Victor Avenue,

more particularly described as:

The westerly 20 feet of Lot 7 and Block 29, Plat of Elmhurst, City of Lansing, Ingham County, Michigan,

from "A-1" Family Residential District to "F" Commercial District; and

Whereas, pursuant to Act 207, P.A. of 1921, the Planning Board advised the City Council to deny the request, and

Whereas, the Planning Committee of Council, to whom was referred the report of the Planning Board, concurred therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "A-1" Family Residential District to "F" Commercial District be denied.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$3,017,269.34.

Signed:

JOHN T. ANAS,
TERRY J. MCKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

INTRODUCTION OF ORDINANCE

The following ordinance of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by adding a New Chapter to be numbered 2A and by adding sections numbered 2A-1 through 2A-34 inclusive of said Code (Community Development) was introduced by Councilman Belen, read a first and second time by its title and referred to the Committee on Ordinance and Contracts.

ORDINANCES

By Councilman Belen—

The Committee reported that it had considered an ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising section 9C-15 of the Code (Permits Required), and recommended that the ordinance be passed.

Carried.

ORDINANCE NO. 388 Permits Required)

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising section 9C-15 of the Code be placed on order of immediate passage.

Carried.

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising section 9C-15 of Code be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 388

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, BE AMENDED BY REVISING SECTION 9C-15 OF SAID CODE.

The City of Lansing Ordains:

Section 1. That section 9C-15 of the Code

of Ordinances of the City of Lansing, Michigan, be amended so that such section shall read as follows:

Sec. 9C-15. Permits Required.

No person or persons shall excavate or obstruct any public or private street, alley or other thoroughfare, for the purpose of installing plumbing or sewerage, or connect to any private or public sewer without first obtaining the proper permit. No person or persons shall commence the construction, reconstruction, alteration or repair of a plumbing or sewerage system within the walls of a building without first obtaining a plumbing permit; provided however, that no permit will be necessary for the unstopping of sewers or waste pipes. All such permits shall be subject to the rules and regulations of this Code or the rules and regulations of the municipal department having jurisdiction.

When making application for permit the following information should be furnished:

- A. Name and address of owner, agent, or other party for whom work is being done.
- B. Name and address of master plumber.
- C. Name and address of builder, contractor, architect or agent having charge of work.
- D. Location of work as regards municipality, street and number or lot and block when street and number are not available.
- E. Number and kind of fixtures to be installed or nature of reconstruction, alteration or repair.

The builder, architect or plumber may, and shall when required, file a plan and specification sheet showing the type of fixtures to be used, the location and size of all soil, waste and vent pipes; building drains and building sewer; inside conductor; the chases, recesses or pockets to be provided for their installation or for access to the same and the means provided to gain access to traps, cleanouts, fixtures, water control valves and other valves.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Council adjourned a 8:35 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

May 5, 1975

B/M/F

Address Correction Requested

BULK RATE
U. S. POSTAGE
PAID
Permit No. 1461
Lansing, Michigan

345

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, May 12, 1975

CITY COUNCIL ROOMS

Lansing, Michigan
May 12, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Anas, Belen, Blair, Brenke, Ferguson, Gunther, May, McKane—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Belen.

Pledge of Allegiance was given by Sue Ruby, Treasurer of Dwight Rich Jr. High Student Council.

The record of the previous session was approved as printed.

HEARING ON PROPOSED SPECIAL USE PERMIT

May 12, 1975, at 7:30 o'clock being the

time set as the time for holding a hearing on the proposed as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

SUP-3-75 — 1507 Jerome St.

Special use permit for housing facility for youths.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed special use permit provided for in the Zoning Code he had the privilege of speaking at this time.

Objections were made to the proposed special use permit.

Robert Barnes, Community Mental Health Dept., spoke.

John McCauley, 123 N. Clemens, spoke.

Mrs. Tyman, 1509 Jerome St., spoke in opposition and submitted additional petitions.

Councilman May spoke.

Bobbie Subline, 1501 Jerome St., spoke for project.

Ellen Smith, 2513 W. Jolly Rd., spoke.

C. G. Fredrick, 222 Custer St., spoke.

Referred to Committee on Planning.

PUBLIC HEARING

May 12, 1975, at 7:30 o'clock being the time set as the time for holding a public hearing on the proposed demolition of buildings at:

108-110 South Logan Street — owned by Jonathan Watts.

116 South Logan Street — owned by Jonathan Watts.

Letter from Karen Burrell — Co-chairperson of Save the Moon House Committee requesting delay of demolition.

Jonathan Watts, owner of the properties, spoke.

John Kern, Holt, Michigan History Division, spoke and presented letter on preservation of house.

Karen Burrell, 933 W. Grand River Ave., East Lansing, Michigan, spoke and presented petitions.

Mary Bowen, 213½ S. Pennsylvania Ave., spoke.

Referred to Committee on Buildings and Properties.

PUBLIC HEARING

May 12, 1975, at 7:30 o'clock being the time set as the time for holding a hearing in accordance with Sec. 4(3) of Act 198, 1974, being Sections 207.551 to 207.571 M.C.L. to afford an opportunity for all residents and taxpayers of the City of Lansing to appear and be heard on the proposed establishment of an Industrial Development District, property is:

Industrial Development District No.
2 — Lindell Drop Forge;

Industrial Development District No.
3 — Walter Neller Co.

The Mayor asked if there was anyone present who wished to be heard.

Richard Neller, 122 S. Grand Ave., spoke.

Referred to Committee of the Whole.

PUBLIC HEARING

In accordance with Chapter 8, Section 8.4 of the City Charter this is the time set

for the hearing on the recommended budget of the Mayor, together with his supporting schedules, and the recommendations of the Council, which has been advertised and on file for two weeks in advance thereof.

Mayor Graves asked if there was anyone in the audience who wished to be heard.

No person spoke.

Referred to Committee of the Whole.

May 7, 1975

Miss Theo Fulton

Lansing City Clerk

9th Floor. City Hall

Lansing, Michigan

Dear Miss Fulton:

Attached is a copy of my Veto Message as it relates to a Resolution approved by the City Council, by a 6-2 vote, on Monday, May 5, 1975, which increases the "citizen stipend" from Five Dollars (\$5.00) to Eight Dollars (\$8.00) per meeting. It is submitted to you in accordance with Section 6.8 of Chapter 6 of the City Charter.

Sincerely,

GERALD W. GRAVES,
Mayor.

May 7, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and

Council Members:

On Monday, May 5, 1975, you approved a Resolution, by a 6-2 vote, increasing the Model Cities citizen stipend payments from Five Dollars (\$5.00) to Eight Dollars (\$8.00) per meeting. I consider this unfortunate and unwarranted.

In the past, we have seen Model Cities residents elected, because of lack of interest, by 4, 5, 6, 7 and other limited numbers of votes out of a potential of hundreds. This is a sign of no interest, so what you are doing with an increase in stipends is to "buy" somebody to take an interest. The stipend system in the past has been abused with some people attending anywhere from 5 to 15 meetings in one week, and of this you have been informed. In one agency alone, of Model Cities, there were 800 stipends every two weeks, not to mention cab fares, babysitting payments, lost pay

and conferences. I personally think it is an abuse of the public's tax dollars.

Therefore, I invoke Section 6.8 of Chapter 6 of the City Charter, that grants veto power to the Mayor over matters adopted by the City Council. In accordance with this provision, and for the reasons heretofore mentioned, I place my veto over the Resolution in question.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

By Councilmen Ferguson (Anas)—

That we override the Mayor's Veto.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Blair, Ferguson, Gunther, McKane—6.

Nays: Councilmen Brenke, May—2.

May 7, 1975

Miss Theo Fulton

Lansing City Clerk

9th Floor, City Hall

Lansing, Michigan

Dear Miss Fulton:

Attached is a copy of my Veto Message as it relates to the approval, by the City Council on Monday, May 5, 1975, of additional dollars for the Lansing Model Cities Housing Assistance Foundation. It is submitted to you in accordance with Section 6.8 of Chapter 6 of the City Charter.

Sincerely,

GERALD W. GRAVES,
Mayor.

May 7, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and

Council Members:

On Monday, May 5, 1975, you approved an additional \$2,000.00 for the Model Cities Housing Assistance Foundation, and basically for two reasons, namely: (1) that

someone in Model Cities erroneously failed to include the amount on March 10, of this year; and (2) that the Housing Assistance Foundation took it upon itself to expend the money even though it was not appropriated.

I am of the opinion that two errors, one on the part of Model Cities and the other on the part of the Model Cities Housing Assistance Foundation, should not be attempted to be corrected by a third error. Furthermore, the dollars you are now expending to correct the aforementioned errors is going to make it more difficult on the part of the City to meet obligations you have placed upon all, without funds being presently available to meet the obligations. For example, you were advised by the Director to Finance on May 3, 1975, that HUD, and I quote, "... has recently rejected a proposed contract amendment to increase the Model Cities Grant Letter of Credit by \$1,095,000, and have advised us that this amount of funds should be submitted as an amendment to the Community Development Grant Application." Every indication is that such funds will not be available until sometime after July 1, of this year.

It is quite obvious from the actions you are taking that you have overcommitted, thus far, expenditures in excess of \$365,000. Too, you are making commitments of Community Development funds on a piecemeal basis, which in the final analysis may provide the City of Lansing, with problems, in that some of the commitments may or may not be of a top priority matter.

Therefore, I invoke Section 6.8 of Chapter 6 of the City Charter, that grants veto power to the Mayor over matters adopted by the City Council. In accordance with this provision, and for the reasons heretofore mentioned, I place my veto over the contract in question.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

By Councilman Ferguson (Blair)—

That we override the Mayor's Veto.

Carried.

May 7, 1975

Miss Theo Fulton

Lansing City Clerk

9th Floor, City Hall

Lansing, Michigan

Dear Miss Fulton:

Attached is a copy of my Veto Message as it relates to the approval of a contract

amendment by the City of Lansing, through the City Demonstration Agency (Model Cities), and the Community Design Center (PN-20), approved by the City Council on Monday, May 5, 1975. It is submitted to you in accordance with Section 6.8 of Chapter 6 of the City Charter.

Sincerely,

GERALD W. GRAVES,
Mayor.

May 7, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and

Council Members:

On Monday, May 5, 1975, you approved an amendment of the contract between the City of Lansing through the City Demonstration Agency (Model Cities) and the Community Design Center (PN-20). The intent might be commendable, but you did this even though you were advised that HUD has recently rejected your proposed contract amendment to increase the Model Cities Grant Letter of Credit by \$1,095,000, and further, that such funds will not be available until after July 1, 1975.

It is quite obvious from the actions you are taking that you have overcommitted, thus far, expenditures in excess of \$365,000. Too, you are making commitments of Community Development funds on a piecemeal basis, which in the final analysis may provide the City of Lansing with problems, in that some of the commitments may or may not be of a top priority matter.

Therefore, I invoke Section 6.8 of Chapter 6 of the City Charter, that grants veto power to the Mayor over matters adopted by the City Council. In accordance with this provision, and for the reasons heretofore mentioned, I place my veto over the contract in question.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

By Councilman Ferguson (Blair)—

That the Mayor's Veto be overridden.

Carried.

Miss Theo Fulton

Lansing City Clerk

9th Floor, City Hall

Lansing, Michigan

Dear Miss Fulton:

Attached is a copy of my Veto Message as it relates to the approval of a Resolution by the City Council on Monday, May 5, 1975, which directs the Lansing City Demonstration Agency (Model Cities) to reserve \$50,000 of the Human Resource Community Development funds for a program with the Family and Child Services. It is submitted to you in accordance with Section 6.8 of Chapter 6 of the City Charter.

Sincerely,

GERALD W. GRAVES,
Mayor.

May 7, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and

Council Members:

On Monday, May 5, 1975, you approved a Resolution directing the Lansing City Demonstration Agency (Model Cities) to reserve the use of \$50,000.00 of the Human Resources' Community Development funds for a program with the Family and Child Services. You did this even though you were advised that HUD has rejected your proposed contract amendment to increase the Model Cities Grant Letter of Credit by \$1,095,000, and further, that such funds will not be available until after July 1, 1975.

It is quite obvious from the actions you are taking that you have overcommitted, thus far, expenditures in excess of \$365,000. Too, you are making commitments of Community Development funds on a piecemeal basis which in the final analysis may provide the City of Lansing with problems in that some of the commitments may or may not be of a top priority matter.

Therefore, I invoke Section 6.8 of Chapter 6 of the City Charter, that grants veto power to the Mayor over matters adopted by the City Council. In accordance with this provision, and for the reasons heretofore mentioned, I place my veto over the contract in question.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

MAY 12, 1975

COUNCIL PROCEEDINGS

349

May 7, 1975

Miss Theo Fulton
Lansing City Clerk
9th Floor, City Hall
Lansing, Michigan
Dear Miss Fulton:

Attached is a copy of my Veto Message as it relates to the approval of an agreement that certain funds will be considered "match money" by New Way In, Inc., in its dealings with LEAA. It is submitted to you in accordance with Section 6.8 of Chapter 6 of the City Charter.

Sincerely,

GERALD W. GRAVES,
Mayor.

By Councilmen Belen (Anas)—

That the Mayor's Veto be tabled.

Carried.

May 7, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall
Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

On Monday, May 5, 1975, you approved a Resolution designating as "match money" \$68,968.00 in the dealings of New Way In, Inc., with LEAA for a subgrant. The intent might be commendable, but you did this even though you were advised that HUD has rejected your proposed contract amendment to increase the Model Cities Grant Letter of Credit by \$1,095,000, and further, that such funds will not be available until after July 1, 1975.

It is quite obvious from the actions you are taking that you have overcommitted, thus far, expenditures in excess of \$365,000. Too, you are making commitments of Community Development funds on a piecemeal basis, which in the final analysis may provide the City of Lansing with problems, in that some of the commitments may or may not be of a top priority matter.

Therefore, I evoke Section 6.8 of Chapter 6 of the City Charter, that grants veto power to the Mayor over matters adopted by the City Council. In accordance with this provision, and for the reasons heretofore mentioned, I place my veto over the resolution in question.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

By Councilmen Ferguson (Blair)—

That we override the Mayor's Veto.

Carried.

May 7, 1975

Miss Theo Fulton
Lansing City Clerk
9th Floor, City Hall
Lansing, Michigan

Dear Miss Fulton:

Attached is a copy of my Veto Message as it relates to the approval of a contract between the City of Lansing, through the City Demonstration Agency (Model Cities) and the Gretaer Lansing Legal Aid Bureau, for \$30,000 for so-called "expanded services." It is submitted to you in accordance with Section 6.8 of Chapter 6 of the City Charter.

Sincerely,

GERALD W. GRAVES,
Mayor.

May 7, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall
Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

On Monday, May 5, 1975, you approved a contract between the City of Lansing through the City Demonstration Agency (Model Cities) and the Greater Lansing Legal Aid Bureau, with a provision for \$30,000 for so-called "expanded services." This is another commitment of monies that Model Cities does not have, and of which you were advised by the Finance Director on May 3.

On the aforementioned date, the Finance Director advised that HUD, and I quote, "... has recently rejected a proposed contract amendment to increase the Model Cities Letter of Credit by \$1,095,000, and have advised us that this amount of funds should be submitted as an amendment to

the Community Development Grant Application." As you are aware, such funds will not be forthcoming until sometime after July 1, of this year.

It is quite obvious from the actions you are taking that you have overcommitted, thus far, expenditures in excess of \$365,000. Too, you are making commitments of Community Development funds on a piecemeal basis, which in the final analysis may provide the City of Lansing with problems, in that some of the commitments may or may not be of a top priority matter.

Therefore, I invoke Section 6.8 of Chapter 6 of the City Charter, that grants veto power to the Mayor over matters adopted by the City Council. In accordance with this provision, and for the reasons heretofore mentioned, I place my veto over the contract in question.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

May 7, 1975

Miss Theo Fulton
Lansing City Clerk
9th Floor, City Hall
Lansing, Michigan
Dear Miss Fulton:

Attached is a copy of My Veto Message as it relates to the approval of the contract between the City of Lansing, through the City Demonstration Agency (Model Cities) and B.I.L.D. Corp., as approved by the City Council on Monday, May 5, 1975. It is submitted to you in accordance with Section 6.8 of Chapter 6 of the City Charter.

Sincerely,

GERALD W. GRAVES,
Mayor.

May 7, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall
Lansing, Michigan
Dear Mayor Pro-Tem and
Council Members:

On Monday, May 5, 1975, you took from the table and approved a contract between the City of Lansing, through the City Demonstration Agency (Model Cities) and Building In Lansing's Development (B.I.L.D.)

Corp., by amending said contract as follows:

"2. Part I, Section 4, Paragraph A, Sub-paragraphs (1) and (2) are hereby amended to read, in their entirety, as follows:

A. (1) The City of Lansing, through the City Demonstration Agency, agrees to pay the Contractor the amount of Four Hundred Twenty-Two Thousand Five Hundred and 00/100 Dollars (\$422,500.00), which shall constitute full and complete compensation for the Contractor's full and complete performance of this Contract.

(2) It is expressly understood and agreed, by and between the City of Lansing and the Contractor, that in no event shall the total compensation and reimbursement, if any, to be paid the Contractor pursuant to this Contract exceed the maximum sum of Four Hundred Twenty-Two Thousand Five Hundred and 00/100 Dollars (\$422,500.00)."

3. Part VII: The Revised Budget Sheets of said Contract (pages 36-39) are hereby replaced and superseded by the Revised Budget Sheets which are attached to this amendment of this Contract."

The aforementioned action was taken despite the fact that HUD recently rejected your proposed contract amendment to increase the Model Cities Grant Letter by \$1,095,000 and have advised the City of Lansing that it is very unlikely that such funds will be forthcoming until at least July 1, 1975. Inasmuch as this matter and those already vetoed this date must be submitted as an amendment to the Community Development Grant Application, and that the City of Lansing may not know whether this appropriation, and those for the other agencies qualify for funding, I am of the opinion that your actions are in error.

It is quite obvious from the actions you are taking that you have overcommitted, thus far, expenditures in excess of \$365,000. Too, you are making commitments of Community Development funds on a piecemeal basis, which in the final analysis may provide the City of Lansing with problems, in that some of the commitments may or may not be of a top priority matter.

Therefore, I evoke Section 6.8 of Chapter 6 of the City Charter, that grants veto power to the Mayor over matters adopted by the City Council. In accordance with this provision, and for the reasons heretofore mentioned, I place my veto over the contract in question.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

ELECTRICAL CONTRACTORS — Michael Zigler, Russell A. Moore, Richard Stornant, Ronald T. Downing, Chester R. McGonigal, Cecil Marr, Robert D. Selfridge, Howison Electric Co.

DRAINLAYERS — Donald Kebler; Trevor Farr; Richard K. Davis dba Davis & Son; Homer C. Spencer; Rumsey Construction, Inc.

HEATING AND AIR CONDITIONING — Hager-Fox Co.; East Lansing Plumbing & Heating Co.; Donald A. Kebler; Lorne Company, Division of Limbach Co.; Modern Heating & Air Conditioning; Gary Bogart; Fred T. & Myrtle F. Belbeck, dba Ace Plumbing Co.

BUILDING WRECKER — Granger Excavating Co.

AUCTIONEER — Garnett Case, Wayne G. Feighner.

PEDDLER — Everett G. Crowley.

MASSAGE PARLOR — Y.M.C.A.

CAB COMPANY — Courtesy Cab Co.

DRAY — Michigan Refrigerating & Warehouse Co., Rick R. Many.

RUBBISH HAULERS — Carol L. Brown; Henry Kline; Donald C. Olsen; Francis C. Pratt; Arthur J. Robinson, Sr.; John Stokes; Christopher White.

MECHANICAL DEVICES — Harris Pool Center (6), 1776 House of Waffles, Westlawn Lanes, Stobers Cocktails, Sir Pizza, Sir Pizza, Rocky's Rest, & Lounge, Joe Joseph Pro Bowl, Pappy's Pizza Picnic, Metro Bowl, Ma Kittle, Les's Bar and Grill, Huddle, Holiday Lanes, Huds, Green Door Lounge, Front Office Bar, Face's Lounge, Joseph Covello, Colonial Bar, Lansing Recreation Center, Sportsman's Bar, B & B Tap Room, Anthony's Big Cone.

PUBLIC DRIVERS — Floyd B. Bigler, Larry Lee Bosworth, Clayton M. Brown, Walter A. Dalman, Arthur W. Hunault, Joseph L. Hyatt, Ernest R. Langdon, Arthur Leonard, Lynn F. McPherson, Robert S. Purdy, Chris J. Reslock, Robert J. Spurbeck, Glen R. Warren.

Referred to Committee on Ordinance and Contracts.

Claims filed by:

John K. Davidson for damage to automobile due to hole in street.

Referred to City Attorney and Public Service Department.

Donald A. Matt for damage to automobile due to Police Car.

Referred to City Attorney and Police Department.

Frances Post for items lost during flood clean up.

John Dickson for items lost during flood clean up.

Mrs. Roger Gray for items lost during flood clean up.

Referred to City Attorney.

Petitions filed for rezoning:

Z-17-75—

The North 18 ft. of Lot No. 3, the East 7 ft. of Lots 11 and 12, the east 7 ft. of the north 18 ft. of Lot 10, and entire Lots 1 and 2, all property located in block 83 original plat, City of Lansing. (This property is further known as the north 150 ft. of parcel 5C of Urban Renewal Project No. 1, City of Lansing, Ingham County, Michigan from "E" Apartment Shop District to "G" Business District — (Southwest corner of Shiawassee and Washington Square).

Z-18-75—

The North 165 feet of East 280.5 feet, Section 1, T3N, R3W, City of Lansing, Ingham County, Michigan from "A" One Family Residence District to "F" Commercial District—(5100 South Waverly Rd., S.W. corner Waverly at Jolly Rd.).

Referred to Planning Board.

Requests filed for special 24-hour liquor permits for:

a. Holy Cross Parish Activities — May 18, 1975 — Parish Hall.

b. Campbell Catering — May 15, 1975 — Cooley Law School.

Referred to Committee on City Affairs.

Request from Dave James DeGree for new full year Class "C" license to be located at Logan Shopping Center.

Received and placed on file with copy to Committee on Ordinance and Contracts.

Request from Mrs. Sylvia Parker to conduct a fund raising campaign on Saturday, June 14, 1975, in connection with Huntingtons Disease.

Referred to Committee on City Affairs.

Request of Muscular Dystrophy Softball Marathon for permission for Everett High School Band to move in one block area to another in downtown Lansing on June 7, 1975.

Referred to Committee on City Affairs.

Letter from Ingham County Chapter of Keep Michigan Beautiful, Inc., in regard to enforcement of Rubbish Hauler ordinance.

Referred to Committee on Ordinance and Contracts.

Letter from Anila Singh, Director of Programs for the Mentally Retarded, requesting permission to purchase gasoline from city garage.

Referred to City Attorney and Vehicle Committee.

Letter from John M. Edwards in regard to Richard Baker.

Referred to Mayor's Office, City Attorney and Committee of the Whole.

Notice of Hearing of Michigan Bell Telephone Co. and General Telephone Co. of Michigan involving accounting for differences in book and tax treatment relating to depreciation.

Received and placed on file.

Notice from Department of Natural Resources — State of Michigan relative application forms are now ready for distribution to public on administration of the Farmland and Open Space Preservation Act.

Referred to City Assessor, Planning Director, Committee of the Whole.

REPORTS OF COMMITTEES

The Committee on ORDINANCE AND CONTRACTS approves the following applications and bonds for licenses:

ELECTRICAL CONTRACTORS — Michael Zigler, Russell A. Moore, Richard Stornant, Ronald T. Downing, Chester R. McGonigal, Cecil Marr, Robert D. Selfridge, Howison Electric Co.

DRAINLAYERS — Donald Kebler; Trevor Farr; Richard K. Davis dba Davis & Son; Homer C. Spencer, Rumsey Construction, Inc.

HEATING AND AIR CONDITIONING — Hager-Fox Co.; East Lansing Plumbing & Heating Co.; Donald A. Kebler; Lorne Company, Division of Limbach Co.; Modern Heating & Air Conditioning; Gary Bogart; Fred T. & Myrtle F. Belbeck dba Ace Plumbing Co.

BUILDING WRECKER — Granger Excavating Co.

AUCTIONEER — Garnett Case, Wayne G. Feighner.

PEDDLER — Everett G. Crowley.

MASSAGE PARLOR — Y.M.C.A.

CAB COMPANY — Courtesy Cab Co.

DRAY — Michigan Refrigeration & Warehouse Co., Rick R. Many.

RUBBISH HAULERS — Carol L. Brown; Henry Kline; Donald C. Olsen; Francis C. Pratt; Arthur J. Robinson, Sr.; John Stokes; Christopher White.

MECHANICAL DEVICES — Harris Pool Center (6), 1776 House of Waffles, Westlawn Lanes, Stobers Cocktails, Sir Pizza, Sir Pizza, Rocky's Rest, & Lounge, Joe Joseph Pro Bowl, Pappy's Pizza Picnic, Metro Bowl, Ma Kittle, Les's Bar and Grill, Huddle, Holiday Lanes, Huds, Green Door Lounge, Front Office Bar, Face's Lounge, Joseph Covello, Colonial Bar, Lansing Recreation Center, Sportsman's Bar, B & B Tap Room, Anthony's Big Cone.

PUBLIC DRIVERS — Floyd B. Bigler, Larry Lee Bosworth, Clayton M. Brown, Walter A. Dalman, Arthur W. Hunault, Joseph L. Hyatt, Earnest R. Langdon, Arthur Leonard, Lynn F. McPherson, Robert S. Purdy, Chris J. Reslock, Robert J. Spurbeck, Glen R. Warren.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the ordinance of the City of Lansing, Michigan providing that the Code of Ordinances be amended by adding a New Chapter to be numbered 2A and by adding sections numbered 2A-1 through 2A-34 inclusive of said code as amended, reports as follows:

That said ordinance be approved.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PARKS AND RECREATION, to whom was referred the request of the Parks Department to hire Stephens Engineering to survey property lines at Hunter Park, reports as follows:

That the Committee concurs in the recommendation of the Director of Parks and Recreation that Stephens Engineering be contracted to perform engineering services at Hunter Park for cost not to exceed \$240.00.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
TERRY J. McKANE,
Committee on Parks and
Recreation.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of the Muscular Dystrophy Softball Marathon for permission for Everett High School Band to move from one block to another in the downtown Lansing area on Saturday, June 7, 1975, 9:30 a.m. to 10:30 a.m., reports as follows:

The Committee recommends permission be granted and that by copy of this Committee Report, the Lansing Police Department be informed of this activity.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Holy Cross Parish Activities for permission to

serve alcoholic beverages on May 18, 1975 at the Parish Hall, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

By Committee on CITY AFFAIRS, to whom was referred the request of Campbell Catering for permission to serve alcoholic beverages on May 15, 1975 at Cooley Law School, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

Director of Finance submits quarterly Municipal Parking System report, and financial statements for period ending March 31, 1975.

Received and placed on file.

May 1, 1975

Honorable Mayor and Members
of the Lansing City Council
Lansing, Michigan

Re: Claim of Richard D. Titus for damage to car due to salt being used on city streets

Gentlemen:

Your City Attorney, to whom was referred the above claim, has made an investigation thereof and, on that basis, recommends that the claim be denied. There appears to be no proof that the city was negligent in salting the streets nor that the salt caused the damage to the car.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Belen—

That we concur in the recommendation of the City Attorney and said claim be denied.

Carried.

May 6, 1975

Honorable Mayor and Members

of the Lansing City Council

Lansing, Michigan

Re: Campbell v City of Lansing,
File No. 526-72

Gentlemen:

In 1972, the City received a petition to construct certain storm and sanitary sewers in Bridgeport Street from Waverly Road to serve lots 1 and 2 of Concord Village Subdivision. The petition was approved, special assessment rolls were prepared, and the sewers were constructed. A special assessment of \$4,739.90 was levied against plaintiffs' property.

Subsequently, on November 29, 1972, plaintiffs instituted suit in the Eaton County Court seeking to have the special assessment as to their property declared null and void. Plaintiffs alleged that they had not received proper prior notice of the special assessment and further that the storm and sanitary sewers did not specially benefit their property.

Although there have been numerous hearings during the two and one-half years the suit has been pending, there has been no final judicial determination regarding the merits of the plaintiffs' claim. Recently, plaintiffs have offered to settle the suit on the basis that original assessment be reduced by one-half with the same privilege of installment payments as they would have had on the entire assessment and that the other half of the assessment be attached to the property as a lien to be paid in the event the plaintiffs or their successors in title detach and sell a portion of the property as a separate lot. The lien would be placed on record with the Register of Deeds.

In light of the length of time the suit has been pending, the time and funds expended by both parties in litigating this matter,

the uncertain outcome of the suit, coupled with the possibility of an appeal should either party be dissatisfied with any final order of the Circuit Court on the merits of the suit, it is the opinion of this office that plaintiffs' proposed settlement is equitable to all concerned.

Therefore, we recommend that the plaintiffs' offer of settlement be accepted.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Belen—

That we concur in the recommendation of the City Attorney.

Carried.

May 8, 1975

Honorable Mayor and Members

of the Lansing City Council

Re: City of Lansing v Paul Fershee & William Jorae, d/b/a Fershee and Jorae Cafeterias, a Michigan co-partnership

Gentlemen:

For the 1971 tax year, the Lansing City Assessor assessed the cafeteria space leased by the defendants in the Mason and Cass state office buildings. The value placed on the cafeteria space by the Assessor was \$72,000 and \$19,000 respectively. The amount of taxes collectible each year would approximate \$5,000. Defendants have not paid any of these taxes allegedly owing. Defendants have, however, paid the personal property taxes for their equipment located in the cafeterias. The defendants appealed the assessment to the local Board of Review, which found the subject property to be exempt from taxation. Subsequently, however, the Assessor appealed the Board's determination to the State Tax Commission which ruled, after considering a Brief filed by the defendants, that the leased cafeteria space was not exempt from taxation. This ruling was appealed by the defendants to the Michigan Court of Appeals, which denied leave to appeal.

Thereafter, the City instituted suit in District Court to collect the taxes for the 1971 tax year. After a trial on the matter, a judgment was entered in favor of the City. Defendants appealed this judgment to the Ingham County Circuit Court, which found inter alia that the State Tax Commission erred by not affording the defendants a hearing and that as a matter of fact and law, the cafeteria space leased by the defendants was exempt from taxation.

The essential part of the controlling statute which forms the gravamen of this case provides that where, as here, real property which is exempt from taxation is used in

connection with a business conducted for profit, the user of the property shall be subject to taxation "except where the use is by way of a concession in or relative to the use of a public airport, park, market, fairground or similar property which is available to the use of the general public." (Emphasis added.)

The case at hand presents two legal difficulties. First, it cannot be denied that the State Tax Commission failed to afford the defendants a hearing. Although this omission was not particularly significant in 1971 at the time the State Tax Commission made its ruling, the trend of recent cases, including those of the Michigan Supreme Court, is to overturn cases where hearings are not afforded to aggrieved parties. Second, the statute itself exempts certain specific property and other "similar property." Thus, it is open to question as to what property might come within the ambit of "similar property." It is well recognized that where a taxing statute is open to various constructions, any doubt should be resolved in favor of the taxpayer. In light of the foregoing and from a thorough review of the Circuit Court's opinion and facts in this particular case, it is the opinion of this office that the probability of reversing the Circuit Court decision would be minimal.

I have discussed the matter with Mr. Creevy, the City Assessor, and it should be noted that he believes the Circuit Court erred in this case and he vigorously supports an appeal for the reasons that the State Tax Commission had previously found the subject property not to be exempt from taxation and that the Michigan Court of Appeals had denied the defendants leave to appeal the Commission's decision.

However, based upon our analysis of the case set forth earlier, it is my recommendation that the Circuit Court decision in this matter should not be appealed to the Michigan Court of Appeals. It should also be noted that should no appeal be taken, two cases presently pending before the Michigan Tax Tribunal concerning the defendant's 1972 and 1974 cafeteria space taxes would of necessity be dismissed.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Belen—

That we concur in the recommendation of the City Attorney.

Carried.

May 8, 1975

Honorable Mayor and Members
of the Lansing City Council
Lansing, Michigan

Re: American Amusement Company, Inc.,
vs. Gerald W. Graves, et al.

Gentlemen:

Please find attach, copy of a Complaint filed in the above entitled cause. This matter has been turned over to Auto-Owners Insurance Company for handling of that portion of the suit that relates to the damage claim.

My preliminary investigation indicates that the City should file an appearance in the matter for purposes of defending the portion of the suit related to injunctive relief. I request your permission to do so.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Belen—

That we concur in the recommendation of the City Attorney.

Carried.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the Mayor, Chief of Police and 94 named and unnamed Police Officers have been sued in their "official" and "individual" capacity by American Amusement Co., Inc., and;

Whereas, Auto-Owners Insurance Company has refused to defend the action, and;

Whereas, the suit is premised upon the actions of city officers discharging their official duty;

Now, Therefore, Be It Resolved that the City Attorney be directed to enter an appearance on behalf of all city officers, including the several police officers and defend said action against these officers in both their official and individual capacity until such time as it appears to the City Attorney that it may be necessary to employ outside counsel for the officers in their individual capacity.

Adopted by the following vote:

Unanimously.

Honorable Mayor and City Council
City Hall Building
10th Floor
Lansing, Michigan
Gentlemen:

The final cost on the following construction contract has been determined to be as follows. Estimated costs are in parenthesis.

Account No. 801-936-000-974.246

Richmond Street Storm Sewer

City Share (Storm)	
No. 101-936-010-974	\$ 511.04
	(\$ 1,530.00)
Assessed Share (Storm)	\$12,852.27
	(\$13,596.00)
Total	\$13,363.31
	(\$15,126.00)

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Received and placed on file.

May 8, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached find Change Order No. 2, submitted by Clark Construction Company, Inc., on the Wastewater Treatment Plant Additions, Contract No. 72-S-2(R), increasing the amount of the contract by \$10,086.00, due to additional labor, material and equipment.

I would recommend approval of this Change Order.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the Change Order No. 2, submitted by Clark Construction Co., Inc., on the Wastewater Treatment Plant Additions, Contract 72-S-2(R), increasing the amount of the contract by \$10,086.00 due to additional labor, material and equipment, reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

May 8, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is a proposed Consulting Engineering Agreement between John R. Snell Engineers, Inc., and the City of Lansing, for providing all professional engineering and related incidental services relative to the construction and/or reconstruction of sanitary sewers, storm sewers and city streets within an area generally bounded by Lenawee, Ottawa, Huron and Butler streets (Kingsley Place).

I would recommend that the Mayor and the City Clerk be authorized to sign this Agreement after the approval as to form by the City Attorney.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

May 8, 1975

Councilman Joel Ferguson

Chairman

City Affairs Committee

Lansing City Council

Dear Councilman Ferguson:

Attached is an application from the J. W. Sexton High School Band for a parade permit in connection with the Michigan Week Governor's Award Program. They wish to assemble at the intersection of Grand and Michigan Avenues, march to the City Hall Building, perform, and then march to the Capitol Building. This is scheduled for Tuesday, May 20, 1975.

All department heads have approved this parade. Our Traffic Bureau estimates that three police officers, one sergeant and four motorcycles will be needed for an hour, at a total cost to the City of \$66.43.

This is being submitted to your committee for final action.

Respectfully yours,

THOMAS W. O'TOOLE,
Chief of Police.

Referred to Committee on City Affairs.

REPORT OF COMMITTEE

The Committee on CITY AFFAIRS, to whom was referred the request of J. W. Sexton High School Band for permission to assemble at Grand and Michigan, march to City Hall Building, perform, and then march to the Capitol Building on May 20, 1975, for Michigan Week Governor's Award Program, reports as follows:

The Committee recommends that permission be granted since the parade application and permit has been approved by the Traffic Engineer, Director of Public Service, and the Chief of Police, and the Committee recommends further that the march be under supervision of the Lansing Police Department.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

DATE: 5-8-75

TO: City Council

FROM: James W. Dowsett,
Director of Finance

SUBJECT: Transition of Model City Fiscal Office

In a communication dated 3-31-75, the area office of HUD did request the City of Lansing to:

- 1) Remind local staff, and particular, the fiscal officers of their duty to carry out the necessary tasks to close the Model City Grant accounts.
- 2) Appoint a Model Cities liaison person who most appropriately coordinates the fiscal responsibilities of the City during the next several months.
- 3) Establish the deadline date for completion of Model Cities Grant Assistance to Comprehensive City Demon-

Subsequently, I did advise the City Council in a letter dated 4-15-75, of my recommended actions to be taken, and the City Council did approve by resolution on 4-28-75, the formal designation of the Finance Director as liaison person, did establish a deadline date of 6-30-76, and did further establish certain parameters designed to permit an orderly program of auditing and reporting for the close out of the Model Cities Grant accounts.

I would now bring to your attention the increasing urgency of addressing the problem of coordinating the fiscal effort necessary to close out the Model City Grant accounts, while at the same time fulfilling the new accounting, reporting and fiscal monitoring requirements of the Community Development Grant.

Some of the activities which require action prior to June 30, 1975, are:

- 1) The revision of centralized accounting procedures manual.
- 2) Training sessions for those operating agencies which will be brought into centralized accounting system.
- 3) The conversion of financial data for those operating agencies being brought into centralized accounting onto the City's subgrant E.D.P. accounting system.
- 4) The training of centralized accounting staff in the City's operational accounting procedures which will be utilized for the City's Community Development Grant.
- 5) The utilization of Controller's Office staff to aid in preparation for the Community Development Grant.
- 6) Institute with sufficient lead time a close out of Model Cities cash and establishment of new cash control procedures for the Community Development Grant.

It is my recommendation, therefore, that the City Council approve a resolution to transfer the Model City Fiscal Office to the administrative control of the City Controller. The current Model Cities Fiscal Officer would work under the direct supervision of the Deputy Controller responsible for the Accounting Division of the City of Lansing. Concurrently, a cooperative agreement between the Controller's Office and the CDA Department would be necessary for the balance of the fiscal year ending 6-30-75.

I suggest that my letter be referred to the Committee of the Whole and the CDA Director. I would propose to submit a resolution for council action on May 19, 1975.

JAMES W. DOWSETT,
Director of Finance.

Referred to Committee of the Whole and Model Cities Director.

May 8, 1975

Honorable Mayor Gerald W. Graves and

Members of the City Council

City of Lansing

Lansing City Hall

Dear Mayor Graves and Council Members:

Ingham County and the surrounding counties of Eaton and Clinton have recently become eligible for the Economic Development Assistance Program because of the high level of unemployment. This Program provides economic assistance in the form of secured loans and grants through the U.S. Department of Commerce, Economic Development Administration. In order to qualify for this Program, each county in the Tri-County region must prepare an Economic Development Plan, which is submitted to the Regional Economic Development Administration Office. This Plan becomes the basis for decisions by this Regional Office for the distribution of funds in the Ingham County area. The timetable for completion of the Plan for Ingham County calls for City concurrence on the 12th of May, concurrence by the County Board of Commissioners on May 13th, and submission to the Economic Development Administration on May 15th.

Mayor Graves, upon receiving information pertaining to this legislation, submitted copies to the Planning Department and requested Planning Staff to develop programs and projects for the City to submit to the County for inclusion in the Plan. This information was communicated to the City Council and requested that the Planning Committee of the City Council work together with the Planning Board and Staff in preparing recommendations.

Recently, I met with representatives of Ingham County and the major governmental units in Ingham County to set down and agree on the direction we should proceed for the development of this Plan in Ingham County. The primary objective established both by legislation and agreed to by the county representatives, was that priority should be given to maintaining and allowing for expansion of existing industries in the Tri-County Region.

The regulations published by the U.S. Department of Commerce pertaining to this program are quite complex. Because of these regulations, it was impossible for the City, by itself, to determine whether or not existing companies in the City could qualify for this assistance. Because of this, Mayor Graves forwarded the regulations to a number of businesses who expressed an interest in economic development assistance and requested them to review the regulations and inform the City whether the assistance they required would qualify under the provisions of the Act. There were seventeen (17) responses to the Mayor's letter, of which sixteen (16) believed they qualified and requested economic development assistance. Based on this response,

the Planning Staff, working with the Planning Committee of the City Council and the Lansing Planning Board, prepared a priority ranking of the requested proposals based on the following criteria:

1. Ability to meet the primary objectives of the program which are to maintain and stabilize existing industries in the community and to create new businesses to provide additional jobs.
2. The degree of impact upon the community if the grant request was secured.
3. The urgency of the request; i.e., if action was not taken it could have serious ramifications to the employment picture in the City of Lansing.

Inclusion of project assistance requests in the Plan in no way guarantees funding for the individual business. It does, however, provide a statement of the City's position in regards to which projects are considered most important to the economic well-being of the City of Lansing. The projects which you recommend will be the City's suggested priorities in determining the projects to be included in the Plan for Ingham County.

The Lansing Planning Board, at its meeting of May 6, 1975, unanimously adopted the attached list of priority projects, based on the above criteria, as the City's submission for Economic Development Assistance under the Economic Development Act administered by the U.S. Department of Commerce and requests the City Council to concur in these recommendations and forward them to Ingham County for inclusion in the Plan.

Sincerely,

ALAN E. TUBBS,
Planning Director,
City of Lansing.

Referred to Committee on Planning.

REPORT OF COMMITTEE

The Committee on PLANNING, to whom was referred the letter from the Planning Director regarding Economic Development Plan and projects recommended by the Planning Board for inclusion therein, reports as follows:

That the committee concurs in the recommendations of the Planning Board regarding the priority for projects to receive economic development assistance in the City of Lansing, and recommends adoption by the City Council and transmittal to Ingham County for inclusion in the plan.

Signed:

JACK D. GUNTHER,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Planning.

By Councilman Anas—

That the Committee report be amended by deleting recommendation "D—Lowest Priority," i.e., Reniger Construction Company, Lansing Convention Bureau, State Wide Real Estate and Lansing Ice Arena.

Carried.

The Committee report as amended was adopted by the following vote:

Unanimously

May 8, 1975

Honorable Mayor and
Members of City Council
Gentlemen:

On Wednesday, May 7, 1975, the members of the City's Community Development Technical Planning Committee met with Mr. James Holcomb to discuss the course of action that should be taken by the City to develop a plan for assisting those areas which were damaged by the recent flood. After a lengthy discussion, regarding the problems the City now faces, it was the agreement of the Committee that the following actions should be taken immediately to provide the information necessary to develop recommendations for the City Council. Therefore, the Committee requests that the City Council authorize the following:

1. That the Technical Planning Committee be designated as the coordinating body to gather detailed information about the flood situation, and develop specific recommendations for the City Council.

2. That the Federal Program Coordinator be directed to examine all federal and state grants available to meet both short-range and long-range needs of persons effected by the flood, and to determine procedures that can be used to cut red tape in an emergency situation.

3. That the Building Department be directed to undertake detailed inspections of each structure damaged by flood waters, and to prepare an estimate of costs for each of those structures to bring them up to standard condition.

4. That the Planning Department be directed to analyze present federal assistance to individuals effected by the flood, to determine:

- a. What is being provided
- b. Gaps in that assistance, and
- c. Its adequacy in light of the problems facing individual owners and renters

Members of the Technical Planning Committee are concerned that this be given

priority attention. A response from the City Council months in the future would not solve the problems as they presently exist. Members of the Technical Planning Committee have pledged their full cooperation to undertake this as quickly as possible. We urge the City Council to adopt this course of action, and direct the Committee to proceed in order that we may formulate specific recommendations for the City Council as soon as possible.

Thank you for your assistance.

Sincerely,

ALAN E. TUBBS,
Chairman,
Community Development
Technical Planning Committee.

Referred to Committee on Planning.

May 8, 1975

Honorable Mayor and Members
of City Council
Lansing, Michigan

Re: Extension of Gier Community Center
Contract

Gentlemen:

On October 30, 1972, City Council authorized a contract with Laitala, Freeman, Smith and Fowler Architects, Inc., for professional services relative to the new Gier Park Community Center, now under construction by Clark Construction Company.

At this time we find it necessary, as part of the site work, to construct a retaining wall which will tie into the building. As it is preferable to have this work done by the general contract we recommend that the contract with Laitala, Freeman, Smith and Fowler Architects, Inc., be expanded to cover the design and implementation of this wall and an entrance planter which will also tie into the building.

The estimated cost of the walls and planter is between \$5,000 and \$10,000 and is covered by account No. 249-936-300-976. The architects' fee would be 5.6% of actual cost.

Respectfully submitted,

THEODORE J. HASKELL,
Director of Parks and
Recreation.

Referred to Committee on Parks and
Recreation.

May 8, 1975

Honorable Mayor Gerald W. Graves
and Members of Lansing City Council
Gentlemen:

Subject: Request for Special Use Permit

Please consider this to be our formal request for a special use permit which we understand is required for the construction of a riverfront park in Urban Renewal Project No. 2, Michigan A-6.

Plans for this park have been presented to the Planning Department. In addition, the Parks and Recreation Department and Board, the Waterfront Development Board, the Public Service Department, the Traffic Department, and the Council Committee on Parks and Recreation have all cooperated with the Redevelopment Board, its staff, and architect, in the preparation of the design of this park facility.

Sincerely,

RONALD G. STONEHOUSE,
Acting Redevelopment
Director.

Referred to Planning Board and Waterfront Development Board.

May 8, 1975

Honorable Mayor and Members
of the Lansing City Council
Gentlemen:

The Lansing Jaycees have presented a proposal to the Council for utilization of the Dodge Mansion and have asked the Council to approve it. However, after a thorough review of the proposal, I feel it unacceptable for several reasons.

First, the proposal suggests that the necessary labor for remodeling and operation of the Mansion is to be provided by "volunteer manpower services of interested groups." The exact sources and quantity of such expected services is not mentioned and thus must be left to conjecture. In addition, while the proposal promises a viable plan to maximize the volunteer services, the details of the plan are conspicuously absent from the proposal and can only be viewed at this point as an attractive but nonetheless hollow promise.

Second, it is proposed that the Jaycees would create a non-profit corporation wherein the Board of Directors would establish and develop a cultural program at the Mansion ablet following Parks Department administrative guidelines. Clearly, under this mode of operation, the City would be divested of any control over the substance of the programs to be offered at the Mansion and would be left with only administrative decisions concerning the hours of operation and the like.

Third, the proposal contemplates that the non-profit corporation would eventually become self-sustaining from funds generated by activities carried on at the Mansion. Again, however, there is neither a hint as to the amount of funds expected nor an approximation as to when the corporation is to become self-sustaining. On the contrary, the proposal itself speaks in terms of seeking federal, state or local resources for supportive operational budget funds.

From this it becomes readily apparent, particularly in view of the uncertainty of such funding, that the corporation would be governmentally dependent rather than self-supporting. This is particularly distressing considering that one of those governmental units would likely be the City as the Jaycees specified "local resources."

Next, the proposal would seek to bring the Mansion into conformity with the current Lansing Housing and Building Codes. However, the plan stops short of any delineation of Code deficiencies or the amount of manpower, funds or length of time necessary to cure existing Housing or Building Code violations.

Further, the proposal would have the City enter into an agreement to lease the Mansion to the corporation if and when the renovation is completed. In addition, the City would be asked to provide water and light, interior plumbing and mechanical maintenance, all general park maintenance of the grounds, fire and general liability insurance on the premises in addition to the rental value of the Mansion. In return, the City would only receive certain as yet unspecified improvements on the Mansion and as noted earlier, would not have any control over the substance of the programs to be offered at the Mansion.

Finally, the resolution presented to the Council on May 5 directed the City Attorney to prepare a contract based upon this proposal and for the Mayor and Clerk to execute. The contract would not have been returned to the entire Council for approval, but only to the Parks Committee. The City Attorney has informed me that we have entered into contracts on this basis several times, for example the final land contract for the Grant building. However, in those instances the terms of the proposed contract were previously agreed upon.

While the Jaycees are to be commended for their interest in the Dodge Mansion and the positive effects its utilization could bestow upon the community and although the proposal as submitted appears inviting at first glance, under close scrutiny the proposal collapses on its flimsy foundation of vague promises and unsubstantiated claims and projections.

Therefore, I would strongly urge that Council reject the plan in its present form.

Sincerely,
LUCILE BELEN.

Referred to Committee of the Whole.

May 12, 1975

Honorable Mayor Graves and
City Council Members
City Hall
Lansing, Michigan
Gentlemen:

As of Friday, May 9, I officially resigned

as a member of the Lansing Jaycees. A copy of my resignation letter, addressed to Mr. Thomas Donkerbrook, President of the Jaycees, is attached for your information.

Respectfully submitted,

JAMES D. BLAIR,
Councilman At Large.

Received and placed on file.

May 9, 1975

Members of the City Council

10th Floor

City Hall

Lansing, MI 48933

Subject: Mayoral Vetos

Members of the Council:

While the Mayor quoted the \$1,095,000 funds in each message, only two contracts are potentially related to those funds. These projects are B.I.L.D. and Legal Services.

Veto Messages:

1. Stipend Increase — The Policy Board made the request in January. The Liaison Committee, in early February, unanimously approved the increase and referred it to the Finance Committee. It is hard to believe anyone is getting rich off a \$3.00 increase. The stipend ends June 31, 1975.
2. H.A.F. — Money was not spent previously. This was a budget revision of the current budget. The actual transfer had been previously approved but one item was inadvertently left off by the typist. The Attorney and Model Cities Director had not noted therefore. Thusly, the veto is related to one line item transfer tied to other items previously approved and not vetoed. This is unrelated to the \$1,095,000.
3. C.D.C. — This was a budget revision within the existing C.D.C. contract and is unrelated to the \$1,095,000 issue.
4. Family and Child Services — Is not a project funded from the \$1,095,000 allocation. It is a C.D. Project for which a reservation of funds was being requested.
5. New Way In — The application has already been signed by the Mayor. The allocation was approved out of the \$529,000 Letter of Credit to Model Cities. The contract with New Way In was approved earlier and not vetoed. The Mayor has vetoed the provision of their money to come from L.E.A.A. as match for the money you already gave New Way In. It has no correlation with the \$1,095,000. Since the Mayor vetoed the match for New Way In instead of the City's share, is it his intention that we pick up the match, too, instead of L.E.A.A.???

6. Legal Services — The Council has not overcommitted Model Cities Funds. Each resolution indicated an approval subject to the funds being available when the C.D. application is approved. Thus, the project will be ready to start July 1, 1975 as intended.

7. B.I.L.D. — The protective clause of the resolution of being contracted subject to funds being available was in effect. The only item changed would be the date of the contract. The veto should be overridden but the contract should be amended later to extend the date. Based on Councilman Anas's statements, I will call a Liaison Committee meeting with the B.I.L.D. Board to decide how the City should draft the contract for next year. The Mayor and Council members should attend, who have interest in providing input.

Finally, I am surprised that the Mayor would veto B.I.L.D.'s contract when he advised them to request Model Cities Residual Funds and H.U.D. Discretionary Funds (Urgent Needs).

Sincerely,

JOEL I. FERGUSON,
Councilman At Large.

Received and placed on file.

May 8, 1975

P-2-75

Marscot Meadows No. 5

Honorable Mayor and

Members of City Council:

The Planning Board, at their meeting of May 6, 1975, tabled the request for approval of the Final Plat of Marscot Meadows No. 5 Subdivision until such time that the zoning issue of this land, which relates directly to the Plat design, has been decided upon.

The Board was advised, by the City Attorney, that the Community Unit Plan zoning was declared null and void and that the decision of the Judge was being appealed.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

May 8, 1975

Delhi Township Rezoning

Honorable Mayor and

Members of City Council:

Please find attached a copy of the Position Paper which was adopted by the Plan-

ning Board relating to the 46 acre proposed shopping mall, to be located on the southwest corner of Cedar Street and Willoughby Road in Delhi Township.

This Position Paper indicates why the Board does not believe that the rezoning is advisable and further points out the conflict with the Sewer Agreement between the City of Lansing and Delhi Township. We will present this Position Paper on May 12, 1975, before the Delhi Township Planning Commission.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

May 8, 1975

BP-5-75

North Lansing Mini Park

Honorable Mayor and

Members of City Council:

The Planning Board, at their meeting of May 6, 1975, considered the offer of sale to the City by Mr. Vlahakis of the property at 301 East Grand River for the development of a mini park for the north Lansing area. The site is located within the North Lansing/Grand River commercial district, and historical central business district of Lansing.

The North Lansing neighborhood is an economically declining neighborhood in need of considerable rehabilitation and preservation efforts. The general environment of the North Lansing business district and its environs is devoid of neighborhood amenities, such as, usable open space facilities, aesthetically pleasing features, complementary congruent land uses.

The parcel in question is unbuildable for private uses due to its small size and area. Alternative uses would not be permitted under the present Zoning Ordinance, with the exception of use as a bulletin board or advertising site. The Association has indicated its willingness to supplement the normal maintenance provided by the Parks Department and will assist in construction through a variety of volunteer services. The proposed Mini Park would be oriented for pedestrian use in attracting shoppers to the North Lansing area. The Mini Park would attempt to arrest the trend of visual and structural deterioration of the business district. Development of the Mini Park could initiate efforts for commercial rehabilitation proposed by the Association. Development would provide a potential link to coordinate the open space development of the riverfront, the Dodge Mansion, and Board of Water and Light property. Development of the Mini Park would be an asset to the community, providing a catalyst for rehabilitation and restoration efforts for the entire North Lansing area.

The Planning Board believes that the property is a reasonable, desirable purchase. Therefore, acquisition of the parcel by the City is recommended to City Council in order to generate the interest and investment in the North Lansing area.

This recommendation was made by unanimous vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Buildings and Properties and Committee on Parks and Recreation.

May 8, 1975

BP-6-75

612 N. Walnut and

404 W. St. Joseph

Honorable Mayor and

Members of City Council:

The Lansing Planning Board, at its meeting of May 6, 1975, reviewed the offer of sale by Max Dillingham to the City of Lansing of property located at 612 South Walnut and 404 West St. Joseph in accordance with Act 285, 1931, State of Michigan. The property in question is situated within transitional area of the Central Business District south of the State governmental complex, directly north of Interstate 496. The area has been directly affected by the development of the Interstate 496 and expansion of the state governmental complex. The present zoning only permits professional and public type uses in the "D-1" office zone.

The City of Lansing does not have any use for the site due to its distance from the central offices. However, the site could accommodate a demand for private office space. Adequate landscaping, site design, and signing factors should be major considerations of a private office use on the site in order to minimize the anticipated increase in traffic, pedestrians, parking, and visual conflicts.

The Planning Board, therefore, recommends to City Council that this offer for purchase be denied, and that the owners be encouraged to investigate the possibility of office site development through the private market.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Buildings and Properties.

May 8, 1975

BP-7-75

DeSander Property

Honorable Mayor and

Members of City Council:

The Planning Board, at its meeting of May 6, 1975, considered a request by Mr. Emiel DeSander offering a 19-acre parcel of land lying outside the City limits in DeWitt Township to the City of Lansing for purchase. In reviewing this proposal, the Planning Board considered the following aspects of the property:

- 1) There were no City Departments that expressed interest for use of this land.
- 2) The parcel is in a location which may interfere with the expansion of the Airport. It also is positioned so that it may or may not be affected by realignment of Dewitt Road as a result of the Logan Corridor study.
- 3) Since the owner has started to eliminate the swampy areas, the site is in rough shape and will take considerable effort to make it usable for development by the City.

Therefore, the Planning Board recommends to City Council that the offer to purchase the DeSander Property be denied at this time.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Buildings and Properties.

May 8, 1975

SUP-3-75

1507 Jerome Street

Honorable Mayor and

Members of City Council:

The Planning Board, at their May 6, 1975 meeting, recommended that the request for a Special Use Permit for 1507 Jerome Street for use as a transitional housing facility for young people (13 to 17) making the transition from State institutional facilities to the community be approved.

The following description of the character of the proposed use of the site is taken from the application for Special Use Permit—"Transitional housing facility for youth experiencing difficulty in their own homes for a temporary, short-term, alternative housing arrangement and recovered youth returning from State hospitals and needing additional preparation for community living.

Prospective residents (six children, male and female, ages 13 to 17) will be thoroughly screened to determine that they are sufficiently capable of self-management and control to live peaceably and constructively in an open setting and obey the rules of the house and community standards. A carefully selected, mature married couple will serve as live-in house parents and additional staff (supervisor and two youth workers) will always be on hand to be certain that the house is maintained in clean and orderly condition and that the residents' behavior is acceptable according to the standards of the house and community.

It is expected that the residents will attend school during the day and participate in a rehabilitative program of constructive and creative activities during the evenings and weekends. The placements will assist and support the concurrent work with youth families, which will be directed toward affecting their return to their homes within three to six months of admission."

The applicant has stated that there would be rarely more than three cars on the premises at a time. However, there is to be a married couple in residence. If that couple is typical, they will have two cars themselves. If the three staff members that are to be on hand at all times drive to work, then there is a possibility of three more cars, or a total of five (5) cars being present on the site.

This is an older, but stable, residential neighborhood with the majority of homes being owner occupied. The area has schools, churches, and parks nearby. Also, there is bus service available at Michigan Avenue that would provide access to the rest of the Lansing area. At the present time, this area has none of the so-called "Halfway Houses" located in it, so there is not a problem of concentrating such facilities in this area.

The extent of the physical affect of the proposed use of this site is expected to be similar to that of a family with six teenage children. The most noticeable change could be an increase in noise and traffic, which is expected to affect only those properties abutting the site. Even this should be minimal.

Petitions have been submitted to the Planning Board from residents around this area with 176 signatures stating opposition to this type of facility in their neighborhood.

The recommendation for approval was made by a 6 yeas, 1 nay vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

May 8, 1975

Z-16-75

1306 West Jolly Road

Honorable Mayor and

Members of City Council:

The Planning Board, at their meeting of May 6, 1975, recommended that the request to rezone property located at 1306 West Jolly Road from "A-1" Family Residential District to "C-2" Family Residential District be approved.

The site under consideration, along with five (5) other dwellings, are somewhat isolated from the single family residential community. This isolation has been created by the development of the shopping center to the east, and the approved but undeveloped apartment complex to the north and west. Further, isolation is created along the south line of this property by Jolly Road, a major street.

The site under consideration is located in an area that was partially developed in the Township and partially in the City of Lansing. The area has experienced a general change from a rural residential setting to that of a more urban setting. Jolly Road is now developed as a major street, carrying a substantial amount of traffic and the corner of Jolly and Logan to the east is now developed with an intensive commercial shopping center.

As previously mentioned, the area to the west and north encompasses the site and will eventually be developed with apartments. Extensive commercial development exists to the east. These changes rule out any possibility of creating an isolated district or spot zone.

The site has ease of access to Jolly Road, which is one of the criteria applied when any increase in density is considered.

Field inspection reveals that the lot is of sufficient size to allow for any minor additions and the necessary off-street parking without seriously promoting overcrowded conditions. Field inspection also indicates that driveways are unimproved and are unsightly. Approval of this request should encourage upgrading of the site.

Sewers in the area have been a problem in the past, however, this change is not expected to compound the sewer problem.

Based on the existing and proposed land development in this vicinity, we do not believe that the rezoning of this site will establish any type of precedent that would foster uncontrolled development in this vicinity.

There was no one present at the May 6, 1975, public hearing in opposition to this request.

This recommendation of approval was given unanimous vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

May 8, 1975

Z-15-75

5101 South Waverly Road

Honorable Mayor and

Members of City Council:

The Planning Board, at their May 6, 1975, meeting recommended that the request to rezone property located at 5101 South Waverly Road, southeast corner of Waverly and Jolly) from "E-2" Drive In Shop District to "F" Commercial District be approved subject to the parking lot being improved.

The site under consideration is located within the established commercial intersection of Jolly and Waverly Roads. The "E-2" zoning district, which was originally applied to this site, permitted reasonable use of the land and served the needs of the property owners at the time of rezoning. In the last two years, the oil and gasoline crisis has phased out several of the existing gasoline service stations within Lansing and has all but eliminated any new development. Within the past year, several of the vacant service stations have been converted to different uses, some of which include small grocery stores, drug stores, dry cleaners, etcetera. Many of these conversions brought about rezoning changes, and in some cases where the zoning changes were not necessary and the property was already zoned commercial, the conversion took place without much controversy or consideration.

The following is submitted as it relates to this zoning request:

- 1) The change of zoning requested is in accord with the established zoning and land use development of the vicinity. The change should have little or no effect on existing streets and sewers. The property has access to major streets. Sewers are installed in this area and are capable of handling the proposed use of the land. Public water is also available.
- 2) The change of zoning is in accord with the zoning policy for this area. The zoning changes have occurred in the immediate vicinity, which is commercial in nature with the uses well established.
- 3) There is a substantial amount of vacant and commercial land in this vicinity

which would provide for the proposed use; however, we are dealing here with an existing commercial establishment which carries a zoning classification that is too confining and actually discourages the use of a vacant building.

The change of zoning should have little or no effect on promoting further commercial development requests for the vicinity because of its already existing commercial nature. If further commercial uses are proposed within this vicinity, there is vacant land zoned for commercial purposes and any person involved in further development of commercial uses in this vicinity can be directed to those areas.

The commercial development of the site as proposed will complement existing commercial uses in the area and will actually have the affect of promoting stability and making this a viable commercial center.

There was no one present at the May 6, 1975, public hearing in opposition to this rezoning request.

This recommendation was made by unanimous vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

May 8, 1975

Z-14-75

221-223 North Walnut

Honorable Mayor and

Members of City Council:

The Planning Board, at their meeting of May 6, 1975, recommended approval of the rezoning request for property located at 221-223 North Walnut Street from "D-M" Multiple Dwelling District to "D-1" Professional Office District.

The Board found that this request was in conformance with the Central City Development Plan and that the proposed use of the property is compatible with development in the vicinity (development in the vicinity is made up of mixed commercial and multi-family uses). It has been the policy of the Planning Department to recommend approval of development in these areas where development conforms to the overall plan, providing off-street parking and expansion can occur without any serious overdevelopment.

Field inspection of this specific site reveals the following: The site is developed with a large two-story building with open and covered parking to the rear. The covered parking consists of seven (7) spaces, the open parking will allow for approxi-

mately seven (7) spaces. Access to the parking is from the south side of the building and is used jointly with the law offices to the south. The site and general area is well maintained and presents stable investments.

It is felt that this rezoning will encourage orderly development of the area in accord with the Plan and will have the affect of discouraging this sprawl of professional office development throughout the Central City area. This type of sprawl has been experienced to the north and west of this site and has created problems relating to inadequate parking and incompatible land development; in other words, the office development has been so integrated to some of the existing residential areas that there has been adverse influences, principally through the increase of traffic and activity.

There was no one present at the May 6, 1975 public hearing in opposition to this request.

This recommendation was made by unanimous vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

May 8, 1975

Z-2-75

3313 West Mt. Hope Avenue

Honorable Mayor and

Members of City Council:

The Planning Board, at its meeting of May 6, 1975, recommended approval of the request to rezone property at 3313 West Mt. Hope Avenue from "D-M" Multiple Dwelling District to "CUP" Community Unit Plan District, subject to the following:

- 1) That the land be subdivided in accord with the Michigan State Plat Act and the City of Lansing Subdivision Regulations.
- 2) That a landscape, screening, and fencing plan be submitted to the Planning Department for review, approval, and implementation prior to the issuance of Occupancy Permits.
- 3) That the requirements of all reporting agencies be complied with.
- 4) That all lots are to be graded so that surface water will drain therefrom, so as not to affect adjacent properties.
- 5) All improvements are to be built to City of Lansing standards including drive openings.
- 6) That the development be served with underground utilities.

Approval of this request is being made under Section 36-7 of the Zoning Code. It is indicated in this section that the recommendation of the Board shall be accompanied by a report stating the reasons for approval of the application and specific evidence and facts showing that the proposed Community Unit Plan meets the following conditions:

- 1) That property adjacent to the area included in the plan will not be adversely affected.
- 2) That the plan is consistent with the intent and purpose of this Chapter to promote public health, safety, morals, and general welfare.
- 3) That the buildings shall be used only for single family dwellings, two-family dwellings, or multiple dwellings and the usual accessory uses such as garages, storage space, and community activities, including churches.

The following comments address the above issues:

1) The proposed development of this site should not adversely affect adjacent properties. The site is located within the area known as the Lewton Neighborhood. On February 18, 1975, the Planning Board held a public hearing on what is known as the Lewton Neighborhood Master Plan and, following much discussion, unanimously adopted the Plan as a Master Plan amendment.

It is pointed out that land use relationships were of prime consideration from the initial concepts to the final forms taken at the time of Plan adoption.

Care was taken to insure that existing and proposed land use relationships would be compatible in terms of densities, traffic flow, building heights, lot sizes, etcetera. The plans provide for a diversity of dwelling types in a transitional pattern. The transitional patterns are so designed to discourage many of the overpowering factors; such as, increased traffic on low density residential streets, building out of scale with existing and proposed development, lot size equal in size to existing platted lots.

The development plan under consideration at this time complies with the major design features of the Lewton Neighborhood Plan. Gross density of the project proposed is slightly higher (two units per acre) than the Master Plan portrays, however, much lower than what the present "D-M" Multiple zoning of the site allows.

It is further pointed out that this difference in density was not found objectionable by the Neighborhood Planning Committee or the Planning staff at the time public hearings were held. It was felt that the proposed development concept by Mr. Heppinstall would be a great improvement over what could develop under the existing "D-M" Multiple zoning.

2) The site can be adequately served with public sewer and water. From this stand-

point, public health is satisfied. Review of this Plan took into consideration the spacing between buildings, to insure that adequate light, air, and view is maintained.

From the standpoint of safety, both the Traffic Engineer and Fire Marshal have required modifications, which will insure the maximum protection to future occupants. The entire area within a one-mile radius is adequately developed with public parks and schools, churches, etcetera which all contribute to good standards of living.

The proposed development is consistent with the intent of Section 36-7 of the Zoning Code. Preliminary Plat approval for this site was by the Planning Board on February 4, 1975, and by City Council on March 10, 1975.

This recommendation was made by unanimous vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

May 12, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and

Council Members:

In a communication to you, dated May 8, 1974, I vetoed the purchase of the Dodge Mansion property, and for several reasons. At that time you overrode my veto by a 7-1 vote.

To the open space part of the Dodge Mansion, the City Demonstration Agency (Model Cities), committed to pay \$132,000, which in fact did not take place and resulted in that amount having to be taken from the General Fund of the City. The failure of Model Cities to produce cost the taxpayers of the City of Lansing approximately \$5,000 to \$7,000 in interest loss. In regard to this matter, you now have before you, at long last, contract which can provide the original commitment of \$132,000 from Model Cities. I consider that organization's original commitment a priority and recommend your immediate action.

In the past, somebody was overzealous in spending money to rehab part of the Dodge Mansion, in an amount approximating \$60,000. The Michigan Historical Division now advises that the City of Lansing can submit an application for funding of certain work to be done on the old building. Unfortunately, it is very doubtful that the

City of Lansing can capture the monies already spent for certain rehabilitation, even though allowed under the Federal funding expected to be made available through the Michigan Historical Division.

Though I am not in accord with the Dodge Mansion, and since the City already has it on its hands with a specific use yet to be determined, I recommend you approve the Resolution before you regarding the restoration of this old building. At least a safety factor can be provided.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

May 12, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
Tenth Floor, City Hall
Lansing, Michigan
Dear Mayor Pro-Tem and
Council Members:

It has come to the attention of this office that several interesting and controversial policies have been adopted and proposed by the Tri-County Regional Manpower Administrative Board.

One of the Policies adopted at the last Board Meeting on May 7, 1975, now requires a three week lead time by the Tri-County Regional Manpower Administration to review any and all Title II or Title VI contract modifications before new positions can be scheduled. This decision of course, will only result in further delays before potential program participants can be put to work. The process as outlined by the Regional Manpower Office is as follows:

- 1) For this office to adequately review the modification;
- 2) for this office's legal counsel to adequately review the modification;
- 3) for the signatures of all appropriate officials to be obtained;
- 4) for the 48 hours veterans preference to be properly observed by MESC; and
- 5) for an adequate amount of time for referrals to be made and interviewing to be done in anticipation of a future hiring date.

The rationale advanced for the above outlined procedure is: "Allowing a reasonable amount of time in this manner enables the modification to more realistically depict the actual hiring process that must be adhered to and will greatly cut down on the amount

of residual funds which accrue before the ink is even dry on the signature sheet of the modification."

You are of course, aware of the fact that substantially the same steps are of necessity taken by the City before a contract is initiated or modified. In addition, we must also concern ourselves with assessing departmental manpower needs, developing work schedules, medical examinations, supervision, transporting and housing any and all new employees. It appears logical that if the Tri-County Manpower Administration requires a minimum of three weeks time to "shuffle paperwork," the City's Manpower Office and Personnel Department should receive at least the same consideration.

I would also point out that the City's Personnel Department with fewer employees than the Tri-County Manpower staff must concern itself with coordinating the activities of approximately 1,400 regular City employees within the framework and constraints of \$23,000,000 plus budget. All of this activity must be carried on in addition to negotiating labor contracts, handling a multitude of grievances, arbitration participation, updating employee benefits and reviewing of employee safety programs and procedures.

I would also bring to your attention that the Tri-County Administrative Board has now before it and is considering a proposal for certain Tri-County staff salary increases and job reclassifications. The request for reclassifications and salary increases would appear to be considerably in excess of the City of Lansing's personnel policies as you can see from the attached schedules and recommendations they range from 9.5% to as high as 21.1%. So that I might report back to the Tri-County Board at their next meeting scheduled for May 22, 1975, I would like your input on this matter from a policy determination point of view.

It was also reported at the recently concluded board meeting that the proposed 1975 allocation for summer youth employment is \$370,000. This would equate to making 769 jobs available for an eight week period beginning June 16, 1975.

We are also advised that the unofficial estimated FY-76 planning figures for Title II and Title VI, reserves \$966,000 for Title II regular funding and \$2,656,600 for regular Title VI funding. As these figures are refined they will be reported to you accordingly. You will also recall that I previously advised you that the Department of Labor is presently holding \$50,000 of FY-75 Title II discretionary money which must be programmed out by June 30, 1975.

Respectfully,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

May 12, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

This is to advise that I am submitting the name of Rose M. Hourani to you for your consideration, to replace the vacancy left by Sr. Mary Janice Belen, upon her appointment to the Board of Water & Light, for the term ending June 30, 1976, on the Planning Board.

Mrs. Hourani is a lifetime resident of Lansing having graduated from Eastern High School and attended Michigan State University for two years. She completed the American Institute of Banking course, worked for eight years at American Bank & Trust and for one year at Michigan National Bank. She is a Past President and presently Treasurer of the College Women's Volunteer Service. She is a Past President of the Verlinden P.T.A. and currently is Treasurer of the Pattengill Junior High School Steering Committee and a member of the Board of Deacons for the First Presbyterian Church.

She resides with her husband, Ramiz, and their three children at 103 Spencer Street in the City of Lansing.

Trusting this recommendation meets your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

By Councilman May (Brenke)—

That we concur in the recommendation of the Mayor.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Brenke, Ferguson, Gunther, May, McKane—7.

Nays: Councilman Blair—1.

May 12, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall
Lansing, Michigan
Dear Mayor Pro-Tem and
Council Members:

Attached please find a self-explanatory letter from Russell H. Fink, regarding his

resignation from the Planning Board. To fill this vacancy for the term ending June 30, 1976, I am submitting to you the name of James K. Nelson, for your consideration and confirmation.

Mr. Nelson was graduated from the University of Wisconsin with a B.A. Degree, cum laude, in accounting. He served in the United States Army in both the South Pacific and European theaters. He was an Auditor for the State of Wisconsin before moving to the position as Chief Accountant and Controller for the Colorado Springs Free Press. Upon his return to Wisconsin, he served as a tax accountant for the First Wisconsin Trust Company. For the past 11 years, Mr. Nelson has been an Auditor for the United States Department of Health, Education and Welfare. He, also, is a member of the honorary accounting society—Beta Alpha Psi.

Mr. Nelson resides with his wife, Mildred, and their three children at 403 S. Holmes Street, in the City of Lansing.

Trusting this recommendation meets your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

By Councilman May (Brenke)—

That we concur in the recommendation of the Mayor.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Brenke, Ferguson, Gunther, May, McKane—7.

Nays: Councilman Blair—1.

**THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON ANY OF THE
FOLLOWING RESOLUTIONS. YOU MAY
SPEAK ONLY FOR 3-MINUTES ON ANY
ONE RESOLUTION.**

John Kern, Michigan History Division, spoke on resolution 8 relative to Dodge Mansion.

Scott Hilleary of Lansing Jaycees spoke relative to Dodge Mansion.

RESOLUTIONS

By Committee on Public Service
and Highways—

Resolved by the City Council of the City
of Lansing:

That the proposed Consulting Engineering Agreement between John R. Snell Engineers, Inc., and the City of Lansing, for providing all professional engineering and related incidental services relative to the construction and/or reconstruction of sani-

tary sewers, storm sewers and city streets within an area generally bounded by Lena-wee, Ottawa, Huron and Butler Streets (Kingsley Place), be approved, and

Be It Further Resolved that the Mayor and City Clerk be authorized to sign this Agreement upon certification of the City Controller as to the availability of funds, and after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee on Public Service
and Highways—

Resolved by the City Council of the City of Lansing:

That the City Assessor be, and he is hereby directed to spread on the December, 1975 Tax Rolls, the cost of correcting the hazardous and unsanitary conditions of properties in the year 1975, in the amount of \$320.00, as reported this date by the Building Commissioner, and as per attached list.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

That the council meeting of Monday, May 26, 1975 be changed to Tuesday, May 27, 1975 due to observance of Memorial Day.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, by petition duly filed on February 11, 1975, this council was petitioned to establish a Lansing Industrial Development District No. 2 pursuant to Act 198, 1974 being Sections 207.551 to 207.571, M.C.L., and

Whereas, due notice has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 12th day of May, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is commonly known as:

2830 S. Logan Street,

more particularly described as:

The West 500 ft. of East 750 ft. of South 430 ft. of the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 29, T4N, R2W, City of Lansing, Ingham County, Michigan.
Now, Therefore, Be It Resolved that the

Council of the City of Lansing ordains that the petition to establish a Lansing Industrial Development District No. 2 to the above described property be approved.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, by petition duly filed on February 7, 1975, this council was petitioned to establish a Lansing Industrial Development District No. 3 pursuant to Act 198, 1974 being Sections 207.551 to 207.571, M.C.L., and

Whereas, due notice has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 12th Day of May, 1975 all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Lots 11, 12, 15, 17 and 18, Lantex Industrial Park, City of Lansing, Ingham County, Michigan.

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to establish a Lansing Industrial Development District No. 3 to the above described property be approved.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and
Properties—

Resolved by the City Council of the City of Lansing:

That Change Order No. 1, to the contract between McNeilly Construction, Inc. and the City of Lansing, Michigan, dated January 15, 1975, increasing the contract amount by \$3,025.74, from \$216,400.00 to \$219,425.74, because of additional work due to existing field conditions at the Lansing City Market be approved, and

That the Mayor and City Clerk be and are hereby authorized and directed to execute said Change Order No. 1, upon its approval as to form by the City Attorney

and certification as to the availability of funds by the Finance Director.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and Properties—

Resolved by the City Council of the City of Lansing:

That Section II(b) of the contract between Stein Associates, Inc., and the City of Lansing, Michigan, dated April 1, 1974, and as amended on April 30, 1975, for renovations to the Lansing City Market, be amended by increasing the total compensation under that section from an amount not to exceed \$5,000.00, to an amount not to exceed \$6,500.00, due to additional services required and requested, and

That the Mayor and City Clerk be and are hereby authorized and directed to execute said amendment, upon its approval as to form by the City Attorney and certification as to the availability of funds by the Finance Director.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the United States of America have entered into an agreement providing the City of Lansing with a grant to plan and develop a Comprehensive City Demonstration Program; and

Whereas, said Comprehensive City Demonstration Program provides for open space projects; and

Whereas, the City of Lansing, through the City Demonstration Agency, and the Department of Parks and Recreation have developed a proposed Contract (Cooperative Agreement) to provide for a Dodge Mansion Open Space project; and

Whereas, said proposed Contract (Cooperative Agreement) is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed Contract (Cooperative Agreement) on behalf of the City of Lansing after approval as to form by the City Attorney and after certification as to the availability of funds by the Controller and the CDA Fiscal Officer.

Adopted by the following vote:

Unanimously.

By Councilman Ferguson—

Resolved by the City Council of the City of Lansing:

Whereas, the recent flood in the City of Lansing has created a hardship for many Lansing residents; and

Whereas, it is important that the City of Lansing formulate a specific course of action to assist residents in overcoming personal hardships created by this flood; and

Whereas, the Council wishes to give direction to insure that a plan of action is formulated that can meet these needs;

Now, Therefore, Be It Resolved that the Council of the City of Lansing hereby directs the following:

1. That the Technical Planning Committee be designated as the coordinating body to gather detailed information about the flood situation, and develop specific recommendations for the City Council.

2. That the Federal Program Coordinator be directed to examine all federal and state grants available to meet both short-range and long-range needs of persons affected by the flood, and to determine procedures that can be used to cut red tape in an emergency situation.

3. That the Building Department be directed to undertake detailed inspections of each structure damaged by flood waters, and to prepare an estimate of costs for each of those structures to bring them up to standard condition.

4. That the Planning Department be directed to analyze present federal assistance to individuals affected by the flood, to determine:

- a. What is being provided
- b. Gaps in that assistance, and
- c. Its adequacy in light of the problems facing individual owners and renters.

Adopted by the following vote:

Unanimously.

By Committee on Parks and Recreation—

Resolved by the City Council of the City of Lansing:

Whereas, The City Council has approved the purchase of the Dodge Mansion for park purposes and of the Dodge Mansion for community purposes, and

Whereas, Federal funds are available under National Register Grants-in-Aid program for historical preservation under the policies and procedures of the United States Department of the Interior and administered through the Michigan History Division, Department of State, and

Whereas, the Dodge Mansion is properly designated on the National Register to qualify for such funds if a restoration and preservation project can meet the project criteria for grant selection, and

Whereas, the restoration and preservation project proposed by the Lansing Jaycees may be acceptable as such a project,

Now Therefore Be It Resolved, that the City Council of Lansing approve submission of a preliminary application for 50% matching funds under the National Historic Preservation Act of 1966 not to exceed for the total project,

And Be It Further Resolved, that the Program Coordinator, Director of Parks and Recreation and City Attorney prepare such a preliminary application in cooperation with the Michigan History Division and upon approval by the City Attorney as to form that the Mayor and City Clerk be authorized and directed to sign on behalf of the City of Lansing.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Blair, Ferguson, Gunther, May, McKane—7.

Nays: Councilman Brenke—1.

By Committee on Parks and Recreation—

Resolved by the City Council of the City of Lansing:

Whereas, on September 16, 1974, (Council Proceedings, p. 836) City Council approved and authorized a contract with Community Design Center to design and draw specification for certain repair work to be carried out at the Dodge Mansion, and

Whereas, on February 17, 1975 (Council Proceedings, p. 137) their contract was extended for a period of 90 days, and

Whereas, certain portions of work have been delayed by weather and additional work is to be done;

Now Therefore Be It Resolved, that the time period of this contract be extended an additional 90 days to allow for completion of the contract, and

Be It Further Resolved, that the Director of Parks and Recreation and the City Attorney will draw up the amendment to extend the contract and upon approval by the City Attorney as to form, the Mayor and City Clerk are hereby authorized and directed to sign on behalf of the City.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Blair, Brenke, Ferguson, Gunther, McKane—7.

Nays: Councilman May—1.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows:

\$ 380.00 from Education & Training —
Police Admin.
A/C 101-305-000-960

\$ 380.00 to Transportation —
Police Admin.
A/C 101-305-000-860

\$ 250.00 from Estimated Revenue
A/C 101-000-000-160

\$ 250.00 to Special Events
A/C 101-721-000-880

\$20,400.00 from Fund Balance—Federal
Revenue Sharing Fund
A/C 249-000-000-390

24,000.00 from Pumping Engine
A/C 249-936-050-977

\$44,400.00 to Fire Squad Truck
A/C 249-936-052-977

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

JOHN T. ANAS,
TERRY J. MCKANE,
JAMES D. BLAIR,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
Committee on Finance.

Adopted by the following vote:

Unanimously.

ZONINGS

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-16-75 — 1306 West Jolly Rd.,

be re-zoned from "A" One Family Residence District to "C" Two Family Residence District and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 2nd day of June, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said City, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-15-75 — 5101 South Waverly Road

(S.W. corner of Waverly Rd. and Jolly Rd.),

be re-zoned from "E-2" Drive-In Shop District to "F" Commercial District and the "Map" be changed to indicated such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 2nd day of June, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-14-75 — 221-223 North Walnut St.,

be re-zoned from "D-M" Multiple Family Dwelling District to "D-1" Professional Office District and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 2nd day of June, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-2-75 — 3313 West Mt. Hope Ave.,

be re-zoned from "D-M" Multiple Family Dwelling District to "Community Unit Plan" District and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 2nd day of June, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said City, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$9,158,179.59.

Signed:

JOHN T. ANAS,
TERRY J. McKANE,
JAMES D. BLAIR,
WILLIAM A. BRENKE,
JACK D. GUNTHER,
Committee on Finance.

Adopted by the following vote:

Unanimously.

INTRODUCTION OF ORDINANCE

The following ordinance of the City of Lansing, Michigan providing that the Code of Ordinances be amended by revising Section 27-35 of said code (Sewerage, Sewers, and Drains—amounts—billings) was introduced by Councilman Belen, read a first and second time by its title and referred to the Committee on Ordinance and Contracts.

ORDINANCES

By Councilman Belen—

The Committee reported that it had considered an ordinance providing, that the Code of Ordinances, City of Lansing, Michigan, be amended by adding a New Chapter to be numbered 2A and by adding Sections numbered 2A-1 through 2A-34 inclusive of said code as amended and recommend that the ordinance be passed.

Carried.

ORDINANCE NO. 389
(Community Development)

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by adding a New Chapter to be numbered 2A and by adding sections numbered 2A-1 through 2A-34 inclusive of said code as amended, be placed on order of immediate passage.

Carried.

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing, that the Code of Ordinances, City of Lansing, Michigan, be amended by adding a New Chapter to be numbered 2A and by adding sections numbered 2A-1 through 2A-34 inclusive of said code as amended, be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 389

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, BE AMENDED BY ADDING A NEW CHAPTER TO BE NUMBERED 2A AND BY ADDING SECTIONS NUMBERED 2A-1 THROUGH 2A-34, INCLUSIVE, OF SAID CODE.

The City of Lansing Ordains:

Section 1. That the Code of Ordinances of the City of Lansing, Michigan, be amended by adding a new chapter to be numbered 2A and sections to be numbered 2A-1 through 2A-34, inclusive, to read as follows:

Sec. 2A-1. Declaration of Purpose.

The purpose of this chapter is to develop a policy-planning-management capacity so that the City of Lansing may efficiently

determine its needs, set long-term goals and short-term objectives, devise programs and activities to meet those goals and objectives, and to carry out management, coordination, fiscal monitoring and evaluation of activities necessary for effective planning and implementation of the Housing and Community Development Act of 1974. This chapter is to also provide the process by which future comprehensive community development plans are to be developed, planned and implemented.

Sec. 2A-2. Effective Date of Chapter.

This chapter shall become effective July 1, 1975, except for Article III, Section 2A-6 through 2A-16, which shall become effective on the date of passage of this ordinance.

Sec. 2A-3. Definitions.

The following words and phrases when used in this chapter, shall have the following meanings. Words and phrases not defined shall have that meaning utilized in common usage or as defined in the Housing and Community Development Act of 1974, and applicable regulations, as amended from time to time.

- (a) "City Council" means the City Council of the City of Lansing.
- (b) "Mayor" means the Mayor of the City of Lansing.
- (c) "Acquisition and Clearance" means the public purchase and clearance of property pursuant to the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended.
- (d) "HCDA" means the Housing and Community Development Act of 1974, and as it may be amended from time to time.
- (e) "Community Development Plan" means the plan developed, and as it may be amended from time to time, by the City of Lansing and submitted to the United States Department of Housing and Urban Development, pursuant to the HCDA which identifies Community Development needs, demonstrates a comprehensive strategy for meeting those needs, specifies both short and long-term community development objectives, and which describes community development programs.
- (f) "Community Development Program" means the categorical program which the City of Lansing has designed under the HCDA and applicable regulations to eliminate or to prevent slums, blight and deterioration and which includes the following elements: (1) defines the general activity to be undertaken by the City of Lansing for the program year to meet the community development needs and objectives together with the estimated costs and location of

such an activity, (2) indicates resources other than Community Development funds which are expected to be made available toward meeting the needs and objectives and, (3) takes into account appropriate environmental factors.

- (g) "Community Development Project" means the most finite definition of activities, which in their aggregate, act as components of the various Community Development programs included in the Community Development plan and as its operational elements are at least accompanied by (1) detailed budgets and (2) detailed statements of the expected results and achievements and, (3) appropriate contractual language to allow for adequate managerial authority.
- (h) "Housing Assistance Plan" means the Housing Assistance Plan required by the HCDA. This is to include (1) a survey of the condition of the housing stock of Lansing (2) an estimate of the housing assistance needs of lower income persons (3) a realistic annual goal for the number of dwelling units and persons to be assisted and, (4) maps showing the general location of census tracts of proposed new housing construction projects and substantial rehabilitation projects for lower income persons.
- (i) "Citizen Participation Plan" means the document on file with the City Clerk which outlines the procedures used by the City of Lansing fulfilling the citizen participation requirements of the HCDA.
- (j) "Target Area" means a geographic area selected as a primary focus for Community Development projects and programs in the City of Lansing.
- (k) "Neighborhood Development Areas" means those areas which are designated for housing major rehabilitation, preservation, or acquisition and clearance in the Community Development Plan as defined by 1945 PA 344, as amended.
- (l) "Citizens Coordinating Council" means the Council composed of four members of each citizen's district council in the City of Lansing which advises the City on Community Development policy development and makes recommendations for new projects to promote better relations between the City and the residents of the Neighborhood Development areas established under authority of 1945 PA 344, as amended.
- (m) "Citizen's District Council" means one of the Citizen District Councils which consist of persons living in or having a substantial interest in a Neighborhood Development area. Each Council shall serve in an advisory capacity on all phases of the

Neighborhood Development Area Plan formulation and implementation as established under authority of 1945 PA 344, as amended.

- (n) "Preservation" means the upgrading through maintenance and code enforcement of minimally deteriorated structural and mechanical elements of a dwelling unit in order to enhance its quality and safety.
- (o) "Major Rehabilitation" means rehabilitation which meets or exceeds code requirements involving one or more of the primary structural or mechanical elements of a building.
- (p) "Human Resource Project" means any intangible service directed toward meeting specific social service needs of persons or families. This shall include, but not be limited to, activities such as health, day care, senior citizens, recreation, counseling and crime prevention programming.

Sec. 2A-4. Community Development Decision-Making Process.

The Community Development decision-making process is the process established by the City of Lansing involving City Council, as the policy maker; the Mayor as the chief executive and administrative officer; the Executive Assistant to the Mayor for Community Development, as the managing entity; the Finance Department, as the accounting and fiscal monitoring entity; the Evaluation Office, as the evaluating entity; the Human Resource, Housing and Redevelopment, Planning and other City departments receiving Community Development funds, as the implementation and program origination entities; the citizen participation bodies, acting as advisory entities; the Human Relations and Equal Opportunity officer and the Law and Personnel Departments, acting in their Charter or Ordinance capacities.

ARTICLE II—Policy Making Functions.

Sec. 2A-5. Plan and Program Development Policy.

The Mayor may recommend, not less than two weeks prior to the City Council's direction to the Planning Board to develop programs for Community Development, such programs as he believes are necessary or beneficial to the City. All citizen participation organizations officially established under the City's Community Development Plan, and such other individuals and organizations as may desire, may advise the City Council of their perceived needs in the community. The Planning Board shall also assess needs of the community and transmit those needs to the Mayor and City Council. The Council shall, after considering such information, direct the Planning Board to prepare program recommendations in conjunction with appropriate City departments or offices, to meet those stated needs. After reviewing the program recommendations of the Planning Board, the City Council shall select such

programs as it believes are best suited to meet the needs of the City and shall direct the Executive Assistant to the Mayor for Community Development to recommend specific projects after consulting with implementing departments and with the Planning Board.

ARTICLE III—Office of Community Development Executive Assistant to the Mayor for Community Development.

Sec. 2A-6. Executive Assistant for community Development—Appointment.

There is hereby created an office of Community Development. The Mayor shall appoint an Executive Assistant for Community Development pursuant to Ch 7, §7.3 of the City Charter. The Executive Assistant for Community Development shall be the administrative head of the office of Community Development. For purposes of this Chapter he shall be referred to as the Executive Assistant.

Sec. 2A-7. Executive Assistant—General Duties.

The Executive Assistant shall have such administrative authority as is necessary to effectively manage the resources of Community Development. He shall be responsible to the Mayor for the conduct of the administration of Community Development and for the effectuation of the policies of the Council that relate to Community Development.

Sec. 2A-8. Budgetary Duties.

The Executive Assistant shall prepare and submit to the Mayor for each program year a proposed Community Development budget. The Mayor may convene the Budget Review Committee to review such budget proposal. Not later than the third Monday after receiving the Mayor's recommendations, the Council shall place on file in the Clerk's office a proposed Community Development budget. The Council shall schedule a public hearing on its proposed budget not earlier than one week after having placed its proposal on file with the Clerk.

No Community Development funds shall be expended except pursuant to the Community Development Budget after its approval by the Council unless the Council specifically approves such expenditure by six votes.

The proposed budget submitted to the Mayor and Council shall conform to the Charter requirements and the requirements established by the Finance Director. The budget shall identify those projects together with recommended funding levels for those projects and an explanation of the objectives of such projects.

The several implementing departments who propose projects shall submit departmental budget requests, and proposed project budgets to the Executive Assistant for his preparation of the Community Development Budget.

Sec. 2A-9. Coordinating Function.

The Executive Assistant of Community Development shall be responsible for coordinating the efforts of the Community Development funded departments to efficiently accomplish the Community Development program established by the City Council.

- (a) He shall request and receive information pertaining to Community Development funded operations from those departments and offices so funded.
- (b) Together with the administrative heads of the various implementing departments, he shall develop and prepare general Community Development work programs.

Sec. 2A-10. Project Objectives.

After receiving the Community Development program from the City Council, the Executive Assistant shall, after consulting with the Planning Department, Evaluation Office and implementing departments, establish project objectives to effectuate the program.

Sec. 2A-11. Contracts to Conform to Project Objectives and Evaluation Data.

Prior to submitting contracts to the City Council for approval, implementing departments shall obtain the Executive Assistant's certificate that:

- (a) The contract's scope of services is consistent with the project objectives previously approved.
- (b) The proposed contract is consistent with the budgetary allocation for that project.
- (c) Where the Executive Assistant refuses to certify a contract pursuant to this section, he shall transmit, in writing, his reasons to the implementing department and request the preparation of a new contract.

Sec. 2A-12. Executive Assistant Implementing Authority.

The Executive Assistant shall develop and negotiate contracts or agreements for individual projects not assigned by the Mayor to either the Human Resources Department, Housing and Redevelopment Department, or to any other implementing department.

Sec. 2A-13. Modifications to Contracts.

The Executive Assistant shall periodically recommend to the Mayor and City Council modifications of services to be performed under approved contracts or projects, and the necessary modification of budgets which the Executive Assistant deems necessary from the recommendations contained in reports submitted by the Department of Evaluation, the Finance Department and implementing departments.

Sec. 2A-14. Records and Reports.

The Executive Assistant shall be responsible for coordination and retention of all documentary records and reports for the City as may be required to meet federal regulations and provisions of the City Charter.

Sec. 2A-15. Citizen Participation.

The Executive Assistant shall coordinate and support the implementation of the citizen participation process pursuant to the HCDA and the local community development plan by providing and directing the general staff assistance to the Citizen's District Councils and to the Citizen's Coordinating Council.

Sec. 2A-16. Executive Assistant — Personnel Authority.

The Executive Assistant shall employ such personnel as he deems necessary within budgetary allowances to carry out the duties as provided by this ordinance, subject to the primary recruitment practices of the Department of Personnel, with full power to promote, demote or suspend personnel for reasons of discipline, incapacity or for the good of his office.

ARTICLE IV. — Human Resources Department.**Sec. 2A-17. Human Resources Department — Establishment; Director; Appointment.**

There is hereby created a Human Resources Department. The Administrator of this Department shall be known as the Director of the Human Resources Department and shall be responsible to the Mayor for the conduct of the affairs of the City entrusted to the Department and to the City Council for carrying out its policies pertaining thereto. The Director of the Human Resources Department shall be appointed by the Mayor and confined by the City Council. The first Director of the Human Resources Department shall be the Director of the City Demonstration Agency serving immediately prior to the effective date of this ordinance.

Sec. 2A-18. Human Resources Director—Duties.

The Human Resources Director shall develop programs and projects and implement those human resource projects in support of the Community Development Plan including, but not limited to:

- (a) Developing a documented statement of human resource needs for inclusion as a component of Community Development recommendations from the Planning Board to the Mayor and City Council.
- (b) Overseeing and ensuring that individual Human Resource contract projects are properly and efficiently managed and operated.
- (c) Developing program recommendations to meet human resource needs which are to be sent to the Planning Board for transmittal to the Mayor and City Council as part of program recommendations.
- (d) Convening ad-hoc groups of citizens to assist in developing and advising the Director concerning human resource program development.
- (e) Receiving suggestions and recommendations from the Human Resources Advisory Board concerning any plan, proposal or project which is proper and necessary to accomplish the purpose and objectives of the Human Resources portion of the Community Development Plan.
- (f) Negotiating and formulating contractual agreements for Human Resource projects with various agencies and organizations to meet the goals of the Community Development Plan. All contracts shall be approved by the City Attorney, as to form, certified by the Executive Assistant, pursuant to Sec. 2A-11 and the contract performance shall be subject to evaluation by the Office of Evaluation.
- (g) Providing assistance to outside agencies in securing additional funding from federal, state and local sources for the provision of services vital to the attainment of the goals of the Development Plan.
- (h) Managing all contracts funded out of the Model Cities Grant which continue beyond July 1, 1975. Continuing control over non-expendable property purchased under the Model Cities Grant pursuant to the non-expendable property section being §2-92.3 et seq of this Code as it exists and may be amended from time to time or repealed and reincorporated in other sections.

Sec. 2A-19. Advisory Board to the Human Resources Department — Creation; Membership; Terms; Duties.

- (a) There is hereby created an Advisory Board, which shall be known as the "Human Resources Advisory Board."
- (b) The Board shall be composed of eight members, four designated from the City at large and one member from each of the four wards. They shall represent a cross section of the Lansing community. The members shall be appointed by the Mayor and confirmed by City Council. In appointing the first Human Resources Advisory Board, the Mayor shall give first consideration to those persons currently serving on the Model Cities Policy Board who were previously appointed by the Mayor or City Council. Initially, the Mayor shall so arrange the terms of the members so that the term of one member at large shall expire each year. The

term of the member from the first ward shall expire in 1977; the term of the member from the second ward shall expire in 1978; the term of the member from the third ward shall expire in 1979; and the term of the member from the fourth ward shall expire in 1976. Appointments shall become effective July 1, 1975. Any appointee may be reappointed to a subsequent term or terms.

- (c) The Advisory Board shall review and consider all human resource programs or human resource projects using Community Development funds and make recommendations to the City Council, the Mayor, the Planning Board, the Human Resources Department, and to any other interested City Department, office or board.

Sec. 2A-20. Human Resources Director; Personnel — Authority.

The Human Resources Director shall employ such personnel he deems necessary within budgetary allowances to carry out the duties as provided by this ordinance, subject to the primary recruitment practices of the Department of Personnel, with full power to promote, demote, remove or suspend departmental personnel for reasons of discipline, incapacity or for the good of the department.

ARTICLE V. Housing and Redevelopment Department.

Sec. 2A-21. Housing and Redevelopment Department, Establishment; Director; Appointment.

There is hereby created a Housing and Redevelopment Department. The administrator of this Department shall be known as the Director of the Housing and Redevelopment Department and shall be responsible to the Mayor for the conduct of the affairs of the City entrusted to the Department and to the City Council for carrying out its policies pertaining thereto. The Director shall be appointed by the Mayor and confirmed by the City Council. The first Director shall be the Acting Urban Redevelopment Director serving immediately prior to the effective date of this ordinance.

Sec. 2A-22. Housing and Redevelopment Director, Duties.

The Housing and Redevelopment Director shall recommend programs, develop projects and implement the Community Development housing and related projects so as to bring about the rehabilitation of blighted areas and the prevention, reduction and elimination of blight, blighting factors and causes of blight. In the performance thereof, the Director will be concerned with the execution of a residential housing renewal and redevelopment project, including therein the acquisition and clearance of property, including the incidental clearance of non-residential property, the sale, dedication, lease, retention, rental, restoration and rehabilitation of real estate, the allocation and disposal of physical resources, the dis-

placement and relocation of businesses and people. The Director shall have other powers and duties which shall include, but not be limited to, the following:

- (a) Developing program recommendations to meet housing needs which are then to be sent to the Planning Board for transmittal to the Mayor and City Council as part of its program recommendations.
- (b) Negotiating contracts for the delivery of major rehabilitation, preservation and related services for the purpose of implementing Community Development housing and redevelopment goals. All contracts shall be approved by the City Attorney, as to form, certified by the Executive Assistant pursuant to Sec. 2A-11 and the contract performance shall be subject to evaluation by the Office of Evaluation.
- (c) Overseeing and ensuring that individual housing and redevelopment contract projects are properly and efficiently managed and operated.
- (d) Ensuring that neighborhood rehabilitation standards, if applicable, are met.
- (e) Aiding property owners assisted by Community Development funds in securing contractors, upon request.
- (f) Establishing and administering a loan and grant program to aid residents pursuant to the Community Development Plan and its applicable guidelines.
- (g) Developing a housing implementation plan where required for each Community Development program year.
- (h) Receiving suggestions and recommendations from the Housing and Redevelopment Advisory Board concerning any plan, proposal or project which is proper and necessary to accomplish the purpose and objectives of the Housing and Redevelopment portions of the Community Development Plan.
- (i) Employ such personnel deemed necessary within budgetary allowances to carry out the duties as provided by this ordinance, subject to the primary recruitment practices of the Department of Personnel, with full power to promote, demote, remove or suspend departmental personnel for reasons of discipline, incapacity or for the good of the department.

Sec. 2A-23. Housing and Redevelopment Department — Urban Renewal Project.

The Housing and Redevelopment Department shall continue to implement the completion of Urban Renewal Project 2 as established by Chapter 36, Section 36-30 through and including Section 36-89.18 of

the Code of Ordinances of the City of Lansing. The Department shall assume all of the assets and liabilities that are currently entrusted to the Board of Urban Redevelopment.

Sec. 2A-24. Housing and Redevelopment Department — Assets.

The Department is authorized to assume the assets and liabilities of such agencies and non-profit corporations, as the City Council may direct, which have been performing functions which, if continued, would substantially duplicate the duties set forth in this Article.

Sec. 2A-25. Advisory Board to the Housing and Redevelopment Department — Creation; Membership; Terms; Duties.

- (a) There is hereby created an Advisory Council, which shall be known as the "Housing and Redevelopment Advisory Board."
- (b) The Board shall be composed of eight members, four designated from the City at large and one member from each of the four wards. They shall represent a cross section of the Lansing community. The members shall be appointed by the Mayor and confirmed by City Council. In appointing the Housing and Redevelopment Advisory Board, the Mayor shall give first consideration to those currently serving on the Board of Urban Redevelopment who were previously appointed by the Mayor or City Council. Initially, the Mayor shall so arrange the terms of the members so that the term of one member at large shall expire in each year. The term of the member from the first ward shall expire in 1977; the term of the member from the second ward shall expire in 1978; the term of the member from the third ward shall expire in 1979; and the term of the member from the fourth ward shall expire in 1976. Appointments shall become effective July 1, 1975. Any appointee may be reappointed to a subsequent term or terms.
- (c) The Advisory Board shall review and consider all housing related programs and projects using Community Development funds and make recommendations to the City Council, the Mayor, the Planning Board, the Housing and Redevelopment Department, and to any other interested City department or office.
- (d) The Advisory Board shall create and establish those committees which it deems necessary, either from within or without its own membership.
- (e) The Board shall establish such bylaws and rules as it deems necessary and file a copy with the City Clerk after approval of the rules by the City Attorney.

ARTICLE VI. Additional Duties of Planning Board and Staff.

Sec. 2A-26. Housing Assistance Plan Maintenance.

The Planning Board shall be responsible for preparing, for City Council review and approval, a timely response to a request from the Mayor, pursuant to notice from the Secretary of Housing and Urban Development, for a review of an application for housing assistance under the United States Housing Act of 1937, Section 235 or 236 of the National Housing Act or Section 101 of the Housing and Urban Development Act of 1965, or Section 202 of the Housing Act of 1959. Review shall be based upon whether the application for housing assistance is consistent or inconsistent with the Housing Assistance Plan maintained by the Planning Department.

Sec. 2A-27. Environmental Review Record.

The Planning Board shall have the following duties with respect to environmental review:

- (a) Shall gather data for the purpose of preparing Environmental Review Records for those Community Development projects which require such statements under federal law.
- (b) Shall prepare the Environmental Review Record in cooperation with other departments for those Community Development projects which require such review under federal law.
- (c) Shall, in the performance of (a) and (b) of this section, comply with HUD Environmental Review Procedure.

Sec. 2A-28. Neighborhood Planning Responsibility.

The Planning Board shall have the responsibility of developing detailed neighborhood plans with the assistance of the residents of the Neighborhood Development Areas under the procedures outlined for the Citizens District Councils. This plan shall include, but not be limited to: (1) identifying the units to be rehabilitated or acquired and cleared, (2) providing for a schedule of public improvements, (3) developing a socio-economic profile of the neighborhood, (4) developing a land use circulation and zoning pattern for the neighborhood, and (5) establishing rehabilitation standards.

Sec. 2A-29. Community Development Plan — Development; Authority.

The Planning Board shall prepare the Community Development Plan and Program in conjunction with concerned departments and offices to be forwarded to the Mayor and City Council.

ARTICLE VI. Additional Duties of the Mayor and Internal Auditor.

Sec. 2A-30. Mayor; Status of Responsible Federal Official.

The Mayor is hereby authorized to assume the status of a responsible federal official under the National Environmental Policy Act of 1969, as amended, as the provision of such Act apply to the HCDA.

The Mayor is hereby authorized to consent, on behalf of the City of Lansing and himself, to accept the jurisdiction of the Federal Courts for the purpose of enforcement of his responsibilities as a responsible federal official.

Sec. 2A-31. Mayor; Authorization to Take Necessary Action.

The Mayor is hereby authorized to take those actions necessary and proper to the filing of a Community Development grant application and to the compliance with the requirements of the HCDA.

Sec. 2A-32. Internal Auditor; Additional Functions.

The Internal Auditor shall assign full time personnel to internally audit the Community Development Program. This personnel shall report directly to the Internal Auditor but may consult with the various offices and departments utilizing Community Development funds in determining an appropriate work program.

Sec. 2A-33. Catchlines of Sections.

The catchlines of the several sections of this Code printed in boldface type are intended as mere catchwords to indicate the contents of the section and shall not be deemed or taken to be the title of such section, nor as any part of the section, nor, unless expressly so provided, shall they be so deemed when any of such sections, including the catchlines, are amended or re-enacted.

Sec. 2A-34. Severability of parts of Code.

The sections, paragraphs, sentences, clauses and phrases of this Code are severable, and if any phrase, clause, sentence, paragraph or section of this Code shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this Code.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

By Councilman Blair (Anas)—

Resolved by the City Council of the City of Lansing:

That the resolution by the Committee on Parks and Recreation on page 338 of May 5, 1975, Council Proceedings, relative to the Lansing Jaycees proposal as to the Dodge Mansion be taken from the table.

Carried.

By Councilman Blair—

That the following resolution be presented as a substitute resolution for the one taken from the table.

Carried.

By Committee on Parks and Recreation—

Resolved by the City Council of the City of Lansing:

Whereas, the City has acquired the Dodge property for park purposes including the use of the mansion for community purposes, and

Whereas, the Lansing Jaycees have submitted a proposal to restore, develop and operate the mansion for community purposes, and

Whereas, the City Council believes that such a proposal may benefit the City,

Be It Resolved, that the Director of Parks and Recreation and the City Attorney be authorized and directed to negotiate a contract with the Lansing Jaycees and report the same to the City Council by June 12, 1975.

Carried.

By Councilman McKane—

Resolved by the City Council of the City of Lansing:

That the rule prescribed in Sec. 5.5(g) of the Charter relative to considering business not on the agenda, be waived.

Carried.

By Councilman McKane—

That the request of Mrs. Mackie Zener to block off a portion of Maplewood St. from Riley to Post Office exit for the 40 & 8 train during the Maplewood School Carnival on May 16 between 6:00 P.M. and 8:00 P.M. be approved.

Referred to Committee on City Affairs with Power to Act.

REPORT OF COMMITTEE

The Committee on PUBLIC SAFETY, to whom was referred the recommendation of Traffic Engineer to put up "No parking at any time" signs, reports as follows:

Recommends the placing of "No parking at any time signs" on Stillwell, the east side from 240 ft. north of Sumpter to 150 ft. south of Hepfer; Wainwright, west side from 150 ft. north of Risdale to 150 ft. south of Hepfer.

Signed:

Council adjourned at 9:30 P.M.

TERRY J. McKANE,
ROGER T. MAY,
WILLIAM A. BRENKE,
JOHN T. ANAS,
JOEL I. FERGUSON,
Committee on Public Safety.

THEO FULTON,
City Clerk.

By Councilman McKane—

Lansing, Michigan

That the report of the Committee be
adopted.

May 12, 1975

Carried.

F/M

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, May 19, 1975

CITY COUNCIL ROOMS

Lansing, Michigan

May 19, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Pro-Tem Jack Gunther.

Present: Councilmen Anas, Belen, Blair, Brenke, Ferguson, Gunther, May, McKane—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Terry McKane.

Pledge of Allegiance was given by Ms. Cathy Abood, Secretary of Dwight Rich Jr. High Student Council.

The record of the previous session was approved as printed.

Monday, May 19, 1975, was designated as Mayor's Exchange Day. Mayor Herbert Hine of Hillsdale, Michigan, was Mayor Exchange. Accompanying him was his wife and Councilman and Mrs. Carl Heinowski. After an informal breakfast at the Olds Plaza with the Executive Director and President of the Greater Lansing Chamber of Commerce a reception was held in the Mayor's office with all members of the City Council and Department Heads. Following the reception the visitors were taken on a tour of City Hall, Board of Water and Light and Oldsmobile Executive Offices. A luncheon was at Long's Restaurant. Mayor Hine and Councilman Heinowski attended the Committee of the Whole meeting at 2:30 p.m. A dinner was hosted by the City Council at the Olds Plaza Hotel. Mayor Hine and Councilman Heinowski then attended the City Council meeting. They were introduced to the audience by Mayor Pro-Tem Jack Gunther. Mayor Pro-Tem Jack Gunther and Robert Black, Executive Assistant, were hosts.

Mayor Hines thanked Councilmen and Department heads for fine day and hospitality shown. Miss Belen presented Councilman Heinowski and Mayor Hines with gifts from the city.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

ELECTRICAL CONTRACTOR—James M. Love dba Lovco Electric, Robert Bach, James L. Krauss, Action Electric, Clemens Baecker.

DRAINLAYER—Kenneth C. VanAlstine.

PAWN SHOP—Drake C. Serges dba Capitol Pawn Shop.

SECOND HAND STORE—Ivan R. Page dba Pages Economy Store, Doris L. Fero, Toms Used Furniture.

DRAY—Foster Girvin dba Button & Son Moving.

BUILDING WRECKER—Bierlein Building & Movers, Inc., McNeilly Construction, Inc.

HEATING AND AIR CONDITIONING—Hiram H. Schepers, Schafer Heating, Inc., Refrigeration Engineering, Inc., Sloane-O'Dell Service Co., Daily Heating & Air Conditioning, Joseph Rubino dba Rubino Refrigeration, Lansing Ice & Fuel, Robert Green dba Green Heating, Stanley Martin, Stanley Carter Co.

ICE CREAM PEDDLER—Patricia Bridgewater.

SIGN ERECTOR—Ark Sign Service.

PUBLIC DRIVERS—Harrison J. Holey, Carroll N. Larkins, Gerald D. Meredith, Charles A. Mitchell, William W. Morrison, Danny L. Voorhees, John H. Walker, Harold A. Wrightman.

RUBBISH HAULER—Acme Rubbish Removal (2), Roberto Garcia, Smiley Container Service (2).

MECHANICAL DEVICE—Gimbo's, Inc. (7).

WRECKERS—Frank's Wrecker Service, Import Auto Parts & Repair, Inc., Allied Towing, Berry's Sunoco, Mt. Hope "76", D. Standard, Logan-Holmes Standard.

CABARET—Costa's Kitchen, Hospitality Motor Inn, Long's, Pappy's Pizza Picnic, Silver Dollar, Starr's Black and Tan, Hud's Cocktail Lounge, Vic's Saloon.

POOL ROOM—Q-Master.

Referred to Committee on Ordinance and Contracts.

Card of appreciation from daughter of Milo Ward.

Received and placed on file.

Eaton County Clerk submits report on delinquent tax collected in March, 1975.

Received and placed on file.

Letter from Michigan Municipal League relative 77th Annual Convention.

Referred to Mayor, City Councilmen and Department Heads.

Notices received in regard to cases received by the Michigan Tax Tribunal from:

David M. Lick, Attorney, relative McNamara Construction Co.

George Tesseris for Villas of Woodgate.

Referred to City Assessor and City Treasurer.

Claim filed by State Farm Fire and Casualty Co. for insured Ronald C. and Lois M. Page vs. City Forestry Department for damage to property.

Referred to City Attorney and Parks Department.

Petition filed for rezoning:

Z-19-75—Commencing South $\frac{1}{4}$ post of Southwest $\frac{1}{4}$ thence East 261.5 ft., North 212.5 ft., West 261.5 ft., South 212.19 ft., to beginning, Section 30, T4N, R2W, City of Lansing, Ingham County, Michigan, from "A" One Family Residence District to "B" One Family Residence District—(3400 West Holmes Rd.).

Referred to Planning Board.

Requests filed for special 24-hour liquor permits for:

Republican Legislative Dinner Committee—June 17, 1975—Civic Center.

Holy Trinity Greek Orthodox Church—June 6 and 7, 1975—Parish Hall.

The Ingham County Unit of the American Cancer Society—June 30, 1975—Country Club of Lansing.

Referred to Committee on City Affairs.

Request from The Holy Trinity Greek Orthodox Church of Lansing to discontinue parking on Marshall St. between Saginaw St. and East Grand River Ave. on June 6 and 7, 1975, during Greek Festival.

Referred to Committee on City Affairs and Committee on Public Safety.

Request from Beneicke and Krue Builders to erect a temporary sign to advertise "For Sale" housing for Glen Eden Estates Subd.

Referred to Committee on Planning and Planning Board.

Letter signed by property owners in 3200 block South Pennsylvania Ave. in regard to parking situation at M.E.S.C. Building.

Referred to Committee on City Affairs.

Letter from State of Michigan—Public Service Commission relative application of Michigan Bell Telephone Co. for authority to revise its schedule of rates and charges.

Received and placed on file.

Letter from Department of Natural Resources—State of Michigan relative permit under consideration by the Water Resources Commission for alteration or occupation of a floodway.

Received and placed on file with copy to Planning Board and Waterfront Development Board.

REPORTS OF COMMITTEES

The Committee on ORDINANCE AND CONTRACTS approves the following applications and bonds for licenses:

ELECTRICAL CONTRACTOR—James M. Love dba Lovco Electric, Robert Bach, James L. Krauss, Action Electric, Clemens Baecker.

DRAINLAYER—Kenneth C. VanAlstine.

PAWN SHOP—Drake C. Serges dba Capitol Pawn Shop.

SECOND HAND STORE—Ivan R. Page dba Pages Economy Store, Doris L. Fero, Toms Used Furniture.

DRAY—Foster Girvin dba Button & Son Moving.

BUILDING WRECKER—Bierlein Building & Movers, Inc., McNeilly Construction, Inc.

HEATING AND AIR CONDITIONING—Hiram H. Schepers, Schafer Heating, Inc., Refrigeration Engineering, Inc., Sloane-O'Dell Service Co., Daily Heating & Air Conditioning, Joseph Rubino dba Rubino Refrigeration, Lansing Ice & Fuel, Robert Green dba Green Heating, Stanley Martin, Stanley Carter Co.

ICE CREAM PEDDLER—Patricia Bridgewater.

SIGN ERECTOR—Ark Sign Service.

PUBLIC DRIVERS—Harrison J. Holey, Carroll N. Larkins, Gerald D. Meredith, Charles A. Mitchell, William W. Morrison, Danny L. Voorhees, John H. Walker, Harold A. Wrightman.

RUBBISH HAULER—Acme Rubbish Removal (2), Roberto Garcia, Smiley Container Service (2).

MECHANICAL DEVICE—Gimbo's, Inc. (7).

WRECKERS—Frank's Wrecker Service, Import Auto Parts & Repair, Inc., Allied Towing, Berry's Sunoco, Mt. Hope "76", D. Standard, Logan-Holmes Standard.

CABARET—Costa's Kitchen, Hospitality Motor Inn, Long's, Pappy's Pizza Picnic, Silver Dollar, Starr's Black and Tan, Hud's Cocktail Lounge, Vic's Saloon.

POOL ROOM—Q-Master.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PARKS AND RECREATION, to whom was referred the recommendation of the Director of Parks and Recreation to extend the contract with Laitala, Freeman, Smith and Fowler, architects, to cover the design and implementation of a retaining wall and entrance planter at a cost between \$5,000 and \$10,000 for a fee of 5.6% of actual cost, reports as follows:

That the Committee concurs in the recommendation of the Director of Parks and Recreation.

Signed:

JAMES D. BLAIR,
JOEL I. FERGUSON,
TERRY J. McKANE,
Committee on Parks and
Recreation.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Charles R. MacLean for The Ingham County Unit of the American Cancer Society for a special 24-hour liquor permit for June 30, 1975, in connection with celebrity golf event, reports as follows:

That permission be granted provided a special 24-hour liquor permit will be ob-

tained from the Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of the Holy Trinity Greek Orthodox Church of Lansing for a special 24-hour liquor permit for June 6, 1975, at the parish hall in connection with the Greek Festival, reports as follows:

That permission be granted provided a special 24-hour liquor permit will be obtained from the Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of the Holy Trinity Greek Orthodox Church of Lansing for a special 24-hour liquor permit for June 7, 1975, at the parish hall in connection with the Greek Festival, reports as follows:

That permission be granted provided a special 24-hour liquor permit will be obtained from the Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of the Republican Legislative Dinner Committee for a special 24-hour liquor permit for June 17, 1975, at the Civic Center, reports as follows:

That permission be granted provided a special 24-hour liquor permit will be obtained from the Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

City Treasurer submits report on condition of funds in the treasury as of April 30, 1975.

Received and placed on file.

May 13, 1975

Honorable Mayor and Members

of the Lansing City Council

Lansing, Michigan

Re: Claim of George L. Beavers for damage to car alleged to have been caused when piece of blacktop hit left front fender and left door.

Gentlemen:

Your City Attorney, to whom was referred the above claim, has made an investigation thereof and, on that basis, recommends that the claim be denied. There appears to be a lack of evidence of negligence on the part of the City.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Anas—

That we concur in the recommendation of the City Attorney and said claim be denied.

Carried.

May 13, 1975

Honorable Mayor and Members
of the Lansing City Council

Lansing, Michigan

Re: Claim of Pierre J. Alix for damage
to car alleged to have struck pot-
hole on Mt. Hope.

Gentlemen:

The above claim was referred to the City Attorney's office for investigation and recommendation. After a thorough review of the facts surrounding this claim and the damages alleged, it is the recommendation of this office that the claim be denied. There appears to be a lack of evidence of negligence on the part of the City.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Anas—

That we concur in the recommendation
of the City Attorney and said claim be
denied.

Carried.

May 15, 1975

Honorable Mayor and Members
of the Lansing City Council
Lansing, Michigan

Re: Ralph and Merita Smith claim
amount charged to taxes by city
for cutting down tree excessive.

Gentlemen:

Your City Attorney, to whom was referred the above claim, has made an investigation thereof and, on that basis, recommends that the claim be denied. There appears to be a lack of evidence of negligence on the part of the City as it was acting within its authority to have the tree cut down.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Anas—

That we concur in the recommendation
of the City Attorney and said claim be
denied.

Carried.

May 9, 1975

Lansing City Council
Committee on City Affairs

Gentlemen,

The Lansing Bicentennial Commission's
Armed Services Committee is requesting

clearance to schedule the Armed Services Bicentennial Caravan for exhibit at the intersection of Michigan and Washington Square the day and night of July 29, 1975, and part of July 30, 1975.

Attached is pertinent information regarding this event. The Caravan consists of four (4) exhibit Vans, one maintenance utility vehicle and one carryall vehicle. The Vans are 40 ft. x 14 ft. when expanded, and while the Vans are on display a minimum of 75 ft. x 100 ft. of paved area will be required. It is our intention to use the Mall area for other related Bicentennial activities during this event. We feel we can do this by placing two (2) Vans along each side of the 100 block of W. Michigan Avenue, intersecting the Washington Square Mall.

Please note item No. 2 in the attached letter, dated March 18, 1975, from the Vans Project 2 Wright-Patterson Air Force Base, Ohio. Security for the Caravan will be a very important factor and we have been asked to provide a Police escort for the Caravan upon its arrival. Sgt. Major Gardner, spokesman for the Caravan, will contact the Bicentennial Director's office once it arrives on the outskirts of Lansing, and will wait there for Police escort into our City.

The Lansing Bicentennial Commission Director's office, 3rd Floor, City Hall, is the publicity contact for the caravan. Please refer all questions to this office.

Sincerely,

LT. MICK FULKERSON,
Chairman,
Armed Services Committee,

MISS LYNDA EGBERT,
Bicentennial Director.

Referred to Committee on City Affairs.

May 15, 1975

Councilman Joel Ferguson

Chairman

City Affairs Committee

Lansing City Council

Dear Councilman Ferguson:

Attached is an application for a parade permit for the Miller Road Bible Church, scheduled for 11:00 A.M. on June 21, 1975.

You will note all department heads necessary have approved this parade.

We estimate the parade will cost the City a total of \$85.98 for the necessary officers and motorcycles.

This is being forwarded to you for further action.

Respectfully yours,

THOMAS W. O'TOOLE,
Chief of Police.

Referred to Committee on City Affairs.

REPORT OF COMMITTEE

The Committee on CITY AFFAIRS, to whom was referred the request from the Miller Road Bible Church for permission to parade on June 21, 1975, reports as follows:

The Committee recommends permission be granted inasmuch as the application has been received and approval of the Chief of Police, the Director of Public Service, and the Traffic Engineer, and the Committee further recommends that the parade be under the supervision of the Lansing Police Department.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

May 15, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is Change Order No. 2, submitted by Lennie Barker Construction Co. on the Haze Street & Other Storm & Sanitary Sewers, contract No. PS 34011, increasing the amount of the contract by \$346.12, due to extra work not shown on the plans.

I would recommend approval of this Change Order.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred

Change Order No. 2, submitted by Lennie Barker Construction Co. on the Haze St. & Other Storm & Sanitary Sewers, PS 34011, increasing the amount of the contract by \$346.12, due to extra work not shown on the plans, reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

May 15, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is a proposed Cost Agreement for Traffic Signal Control between the City of Lansing and the Michigan State Highway Commission for Signal Permit No. 33011-01-005 for Traffic Signal located on M-99 (Logan Street) at Jolly Road.

The cost to the City of Lansing for this installation would be \$18,404.00.

I would recommend approval of this Agreement.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

May 15, 1975

Honorable Mayor and Members

of City Council

City of Lansing, Michigan

Re: Change Order for Gier Park Community Center

Gentlemen:

Attached is a copy of request for a change order submitted by Clark Construction Company in accordance with Bulletin

No. 2 from Laitala, Freeman, Smith and Fowler architects, contract number P.O. No. X-10162 for construction of Gier Park Community Center.

This change order decreases the amount of the Contract by \$1,409.10 due to certain changes in materials used in actual construction.

There may be further change orders, both deductions and additions. However, we estimate that the final sum will be less than the original bid.

I recommend approval of the change order.

Respectfully submitted,

THEODORE J. HASKELL,
Director,
Parks and Recreation.

Referred to Committee on Parks and Recreation.

REPORT OF COMMITTEE

The Committee on PARKS AND RECREATION, to whom was referred the recommendation of the Director of Parks and Recreation that a change order to deduct \$1,409.10 from the Gier Park Community Center contract No. P.O. X-10162 by Clark Construction Company be approved, reports as follows:

That the Committee concurs in the recommendation of the Director of Parks and Recreation.

Signed:

JAMES D. BLAIR,
JOEL I. FERGUSON,
TERRY J. McKANE,
Committee on Parks and
Recreation.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

May 9, 1975

To Traffic Board Members:

Because of the lack of an adequate agenda there will be no Traffic Board meeting in May. Several items will be ready for discussion at the June 11, 1975 Board meeting.

Traffic studies being performed for the Miller Road-Edgewood Boulevard corridor should be complete by the first week of June. Recommendations as to the proposed width of Miller Road are needed.

Installation of parking meters on Allegan and on Walnut will be discussed again.

To help solve a problem of congregation of automobile and teenagers around the Wainwright School, No Parking At Any Time signs should be erected on the east side of Stillwell and the west side of Wainwright adjacent to the school and park. Since the Human Relations Department feels this is becoming a potentially dangerous situation and the No Parking regulations is in line with past Traffic Board recommendations I have asked the Council to take immediate action so signs can be erected next week.

Our Traffic Control Computer is here and should be available for a demonstration by the June meeting. No on-street signals will be connected by then, however.

Respectfully submitted,

RAYMOND O. SEVERY,
Secretary.

Received and placed on file with copy to Committee on Public Safety.

May 15, 1975

Honorable Mayor Gerald W. Graves and

Members of Lansing City Council

Tenth Floor, City Hall

Lansing, Michigan

Dear Mayor and Council Members:

In keeping with the policy of City Council to acquire permission for the Board to utilize the travel account established for citizen participation in National and Regional conferences, Mrs. Warr had forwarded that request. At our last meeting we had determined that five members should attend. While the newspaper was quoted as saying that the Council decided that five could, and should attend, that was a misstatement. Only two members were authorized to go; and therefore, while we know that five could have, I recommended that we operate in good faith in keeping with the intent of Council and only two members were authorized to attend.

There have been some statements made, however, by certain Council members that the conference was a "Lame Duck Session." We must take exception with that conclusion. Quite the opposite was true; we are official delegates from the city of Lansing participation in National Training sessions related to the area of Community Development. Since there are a number of citizens currently serving from the model neighborhood, and since the target areas of Community Development correspond to the existing model neighborhoods, many of our citizens will be running for the electoral positions of the District Councils.

In keeping with the spirit of Model Cities and Community Development, it is important that we have informed knowledgeable citizens. It could be that the technicians, administrators and politicians have adequate information and knowledge to successfully perform under Community Development; however, since after July, 1975, the program Needs and Statements are to come from citizens, we should be as knowledgeable as the City officials.

In addition, your appointed people who serve on this Board recognize that need for informed citizen participation. Here, again, those knowledgeable citizens should be carried over into the Human Resources Program. The pending Ordinance recently passed for the Human Resources Department indicates that "First Consideration" be given to "those persons currently serving on the Model Cities Policy Board who were previously appointed by the Mayor or City Council."

We, therefore, are going to caucus to determine the eight (8) individuals who should be carried forward by establishing criteria for their continuation. These names should then be forwarded to the Mayor and Council. We are in the best position to determine the caliber of the participation and commitment to participate, based on the attendance and other factors.

We will, subsequently, appraise the Mayor and City Council of our decision.

Sincerely,

EUGENE L. LOYD,
President,
Model Cities Policy Board.

Referred to Mayor and Committee of the Whole.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING RESOLUTIONS. YOU MAY SPEAK ONLY FOR 3-MINUTES ON ANY ONE RESOLUTION.

No persons spoke.

RESOLUTIONS

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That the proposed Cost Agreement for Traffic Signal Control between the City of Lansing and the Michigan State Highway Commission for Signal Permit No. 33011-01-005 for Traffic Signal located on M-99 (Logan Street) at Jolly Road, at a cost to the City of Lansing of \$18,404.00, be approved, and

That the Mayor and City Clerk be authorized to sign this Agreement upon cer-

tification of the City Controller as to the availability of funds, and after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Councilman Brenke—

APPLICATION TO WITHHOLD FROM SALE

Whereas, the following described land(s) in Ingham County:

Lot 24, Supervisor's Plat of Culver-Dale Subdivision, City of Lansing—
(2044 Wayne St.)

were deeded to the State of Michigan on the 6th day of May, 1975, through non-redemption from the county treasurer May 7, 1974 tax sale.

Whereas, said lands are now under the jurisdiction of the Department of Natural Resources and may be withheld from the first sale at which they are scheduled to be offered for the purpose of redemption on behalf of the former owner as provided for in Section 131c of Act 206, Public Acts of 1893, as amended.

Now, Therefore, Be It Resolved by the City of Lansing that application is hereby made to the Department of Natural Resources to withhold said lands from sale, and

Be It Further Resolved that said City of Lansing does hereby authorize the county treasurer to collect all delinquent taxes on said lands if application is made by the owner thereof during the period for which said lands are withheld from sale by this application.

CERTIFICATION

I hereby certify that the above is a true and correct copy of a resolution offered and adopted by the City Council of the City of Lansing on the 19th day of May, 1975.

THEO FULTON,

Clerk of the City of Lansing,
9th Floor—City Hall,
Lansing, Michigan.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and Properties—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing Building Commission determined on October 24, 1974, that the building located at 1118 Kingsley Ct.

described as: 3301-17-404-211, Lansing, Michigan, was an unsafe or dangerous building as defined in Section 203 of the Uniform Building Code and the housing law of Michigan, and

Whereas, the Building Commissioner issued a notice to William Jenkins, John Clear, Jr., and Harry G. Drennan, owners, as appears from the last local tax assessment records, requesting them to appear at a hearing to show cause why the building should not be demolished or otherwise made safe; and

Whereas, a hearing before the Hearing Board was held May 8, 1975, at which hearing William Jenkins, John Clear, Jr., and Harry Drennan did not appear, and the Hearing Officers determined that the building did not meet minimum housing code standards and ordered the building demolished or otherwise made safe; and

Whereas, said Hearing Officers have filed a report of their findings and order with the Lansing City Council, and have requested the City Council to take appropriate action under Section 203 of the Uniform Building Code and the housing law of Michigan, to require that said building be demolished or otherwise made safe; now, therefore be it

Resolved, that a hearing be scheduled for June 9, 1975, at 7:30 o'clock, at the chambers of the Lansing City Council, to review the findings and order of the Hearing Officers, and to approve, disapprove, or modify said order, and that the owners shall have the opportunity to appear at the hearing and show cause why the aforesaid building should not be demolished or otherwise made safe; now therefore be it further

Resolved, that written notice of the time and place of said hearing shall be personally served or mailed by certified mail, return receipt requested, to said owners in whose names the property appears according to the last local tax assessment records; and that said notice shall be served or mailed at least ten (10) days prior to said hearing date.

Adopted by the following vote:

Unanimously.

By Committee on Planning—

Resolved by the City Council of the City of Lansing:

P-8-71

Glen Eden Estates Subdivision

This is a request by John R. Beneicke, Director of Sales for Beneicke and Krue Builders, for permission to erect temporary signs to advertise the sale of housing in Glen Eden Estates Subdivision. Mr. Beneicke has indicated that they are presently building single family homes in this subdivision and expect to have need for

advertising for approximately one year (site and location of the signs are shown on the Plan on file in the Planning Department).

Whereas, the Planning Committee of Council has reviewed this request and have found that the type and size of sign proposed is in keeping with other developments in the Lansing area and have also found that the location of the type of signs proposed will not adversely affect adjacent properties; and, therefore, recommend approval.

Now, Therefore, Be It Resolved that the Council of the City of Lansing concurs with the report of the Planning Committee and approves of the type of signs proposed and their location, providing the necessary permits are obtained. This will be valid for a one year period from the date of approval.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and Properties—

Resolved by the City Council of the City of Lansing:

Whereas, The Lansing Building Commissioner determined that the buildings located at

108-110 South Logan Street

116 South Logan Street

were unsafe or dangerous buildings as defined in Section 203 of the Lansing Uniform Building Code and the housing law of Michigan, and

Whereas, a hearing was held by the Hearing Board on March 20, 1975, at which the Hearing Officers determined that said buildings were unsafe or dangerous buildings and ordered the building demolished or otherwise made safe; and

Whereas, said Hearing Officers filed a report of their findings and order with the Lansing City Council, and have requested the City Council to take appropriate action under the Building Code and housing law of Michigan; and

Whereas, the City Council scheduled a hearing to review the findings and order of the Hearing Officers, and the owners were notified in writing of said hearing and had an opportunity to appear and show cause why said buildings should not be demolished or otherwise made safe; now, therefore be it

Resolved, that the City Council of the City of Lansing hereby approves the order of the Hearing Officers requiring the demolition or making safe of said buildings; and be it further

Resolved, that the owners are hereby directed to comply with the order of the Hearing Officers to demolish or otherwise make safe the said buildings within fifteen (15) days from the date of this resolution; and be it further

Resolved, that the owners may make safe by boarding up said buildings for a period not to exceed six (6) months from the date of this resolution; and be it further

Resolved, that during this period the buildings shall remain boarded up and the properties shall be kept free of all debris, trash, weeds, high grass, and other hazardous conditions as determined by the Building Commissioner; and be it further

Resolved, that at the end of the six (6) month period, the buildings shall be safe for occupancy or shall be demolished; and be it further

Resolved, that should the owners fail to substantially comply with this order for demolition or otherwise making safe, the Building Commissioner is hereby directed to proceed with the demolition of said buildings; and be it further

Resolved, that the cost of such demolition shall be a lien against the real property and shall be reported to the City Assessor who shall assess the same against the property upon which the building is presently located; and be it further

Resolved, that the owner in whose name the property appears upon the last local tax assessment record shall be notified of the amount of such cost by first class mail at the address shown on the records. Upon his failure to pay the same within thirty (30) days after mailing by the City Assessor of the notice of the amount thereof, the Assessor shall add the same to the next tax roll of the City of Lansing and the same shall be collected in the same manner in all respects as provided by law for the collection of taxes by the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Young Women's Christian Association of Greater Lansing entered into a Contract effective from October 7, 1974 through December 31, 1974; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Young Women's Christian Association of Greater Lansing amended and extended said Contract, effective from January 1, 1975 through February 28, 1975; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency,

and the Young Women's Christian Association of Greater Lansing do mutually agree to further amend and extend said Contract, effective from March 1, 1975 through June 30, 1975; and

Whereas, the proposed amendment of said Contract is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed amendment of said Contract on behalf of the City of Lansing, after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, pursuant to 45 Code of Federal Regulations, Section 226, 220, and 222, the Michigan Department of Social Services is authorized to enter into a Contract with the City of Lansing, through the Lansing City Demonstration Agency and/or the human resources aspect of a Community Development Program, to purchase social services; and

Whereas, the Lansing City Demonstration Agency intends that Twenty Thousand and 00/100 Dollars (\$20,000.00) of the funds should be contracted with the Youth Development Corporation (PN-31) for match funds for a family counseling center; and

Whereas, the Youth Development Corporation has prepared an application for proposal development to the Michigan Department of Social Services for said services; now, therefore, be it

Resolved, that the City Council of the City of Lansing hereby concurs with the Youth Development Corporation proposal for a family counseling center and authorizes its submission of the application for negotiation of the proposal to the Michigan Department of Social Services; and be it

Further Resolved, that the City Council of the City of Lansing hereby concurs with the City Demonstration Agency to reserve use of Twenty Thousand and 00/100 Dollars (\$20,000.00) of CD funds for a Donated Funds Agreement and Purchase of Service Agreement with the Michigan Department of Social Services for said purpose with the Youth Development Corporation; and be it

Further Resolved, that the Mayor and City Clerk are hereby directed to sign the subsequent Donated Fund Agreement on behalf of the City of Lansing, after approval as to form by the City Attorney and after certification by the Director of Finance and the CDA Fiscal Officer as to the availability of funds.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, pursuant to 45 Code of Federal Regulations, Section 226, 220, and 222, the Michigan Department of Social Services is authorized to enter into a Contract with the City of Lansing, through the Lansing City Demonstration Agency and/or the human resources aspect of a Community Development Program, to purchase social services; and

Whereas, the Lansing City Demonstration Agency intends that Sixty-One Thousand Five Hundred and 00/100 Dollars (\$61,500.00) of the funds should be contracted with the Housing Assistance Foundation/Community Resources Center (PN-5) for match funds for (1) a consumer services program for Tri-County Social Services recipients and (2) a Statewide technical assistance program for County D.S.S. offices; and

Whereas, the Housing Assistance Foundation/Community Resources Center has prepared a proposal to the Michigan Department of Social Services for said services; now, therefore, be it

Resolved, that the City Council of the City of Lansing hereby concurs with the Housing Assistance Foundation/Community Resources Center proposal for (1) a consumer services program for Tri-County Social Services recipients and (2) a Statewide technical assistance program for County D.S.S. offices and authorizes its submission to the Michigan Department of Social Services; and be it

Further Resolved, that the City Council of the City of Lansing hereby concurs with the City Demonstration Agency to reserve use of Sixty-One Thousand Five Hundred and 00/100 Dollars (\$61,500.00) of CD funds for Donated Funds Agreement and Purchase of Service Agreement with the Michigan Department of Social Services for said purpose with the Housing Assistance Foundation/Community Resources Center; and be it

Further Resolved, that the Mayor and City Clerk are hereby directed to sign the subsequent Donated Fund Agreement on behalf of the City of Lansing, after approval as to form by the City Attorney and after certification by the Director of Finance and the CDA Fiscal Officer as to the availability of funds.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows:

\$1,800.00 from Estimated Revenues
A/C 101-000-000-160

\$1,800.00 to Uniform Div.—Equipment—Police Dept.
A/C 101-308-000-977

\$ 128.00 from Transportation—Radio Maint. Div.—Police
A/C 101-311-000-860

\$ 128.00 to Operating Supplies—Radio Maint. Div.—Police
A/C 101-311-000-740

\$ 920.00 from Estimated Revenues
A/C 101-000-000-160

\$ 920.00 to Auction Expense—Bike
A/C 101-932-000-789.01

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
Committee on Finance.

Adopted by the following vote:

Unanimously.

MINORITY REPORT

May 19, 1975

Subject: Statement on 75-76 City Budget

I find myself in the unusual position of being forced to vote against the adoption of our city budget as the final form of protest left open to me.

We have heard much about the budget this year. It has been cut and restored and whittled and repaired until the public surely must be confused. The only factors which loom out of the mist of indecision, which is the most prominent recognition of this budget, is that our citizens will pay three-quarters of a mill more than this year, that city programs are being reduced, and that we are adding a city trash pickup which will cost $\frac{1}{2}$ million dollars.

The situation boils down this way: We are cutting certain important programs, including police protection and parks, and adding city trash pickup, for which we must increase taxes three-fourths mill. I cannot support at this time any increase in taxes to pay for a city service which will benefit only some 35 percent of the single family home dwellers.

Abraham Lincoln said that it is the function of government to do those things for the individual which the individual cannot better do for himself.

I do not see the trash pickup program as being any improvement over the present system. And for that matter, it has been proven time and again that private enterprise can perform the job just as efficiently and far less expensively, and we can still pass a no-burning ordinance as requested by the state.

I feel strongly that this proposed trash pickup program is ill advised and ill conceived. At a time when business is leaving the city as though we were diseased, this body would increase taxes . . . and let us not forget who pays the lion's share of taxes; Business and industry. This is not to mention the fact that cooperative housing units and apartment dwellings will not benefit from this expensive program.

The taxpayer has become the forgotten person. While we play games with the budget, we are not facing up to the real problem. There is no reason in my mind why this program could not have been instituted on a trial basis, and then put on the ballot in the fall.

Of course, the people have refused the trash pickup in the past, and those among us here who favor it now fear it would be defeated again. They prefer to do what is "best" for the people, by their lights, no matter who pays for it.

On this basis, I have no choice but to voice my opposition to this plan in the most vigorous manner possible. I vote NO on acceptance of the city budget for the coming year.

JAMES D. BLAIR,
Councilman-at-Large.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

The Council concurs with the Mayor's recommended budget requiring a tax levy of \$11.33 per thousand dollars of assessed valuation. \$9.73 of the levy is for carrying out the City operations and the balance of \$1.60 is for retirement of debts incurred as the result of bond issues voted by the citizens.

Your Council expresses its heartfelt thanks to the Mayor and the Budget Review Committee, board and commission members, the department heads and other staff. It is through their diligent efforts that this well-developed budget is possible. It will ensure sensible and realistic progress for the City and serve the best interest of the citizens.

We recommend the adoption of the attached budget which became a public record on April 28, 1975 and upon which a public hearing was held on May 12, 1975.

Signed:

JACK D. GUNTHER,
Mayor Pro-Tem,
LUCILE BELEN,
WILLIAM A. BRENKE,
JOEL I. FERGUSON,
JOHN T. ANAS,
TERRY J. McKANE,
ROGER T. MAY,
Committee of the Whole.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Brenke, Ferguson, Gunther, May, McKane—7.

Nays: Councilman Blair—1.

**CITY OF LANSING
GENERAL FUND
SUMMARY OF ESTIMATED REVENUES
FOR FISCAL YEAR ENDING JUNE 30, 1976**

	Amount	Percent
Interest and Penalties on Taxes	\$ 54,000.00	.23
Income Tax	6,400,000.00	27.05
State and Federal Shared Revenues	3,081,100.00	13.02
Business Licenses & Permits	30,385.00	.13
Non-Business Licenses & Permits	130,210.00	.55
Charges for Services—Cost	30,000.00	.13
Charges for Services—Fees	28,350.00	.12
Charges for Services Rendered	91,100.00	.39
Charges for Services—Sales	34,200.00	.14
Recreation Fees	423,282.00	1.79
District Court Revenue	526,200.00	2.22
Interest & Dividend Earnings	562,000.00	2.37
Rents & Royalties	240,000.00	1.01
Sale of Fixed Assets	71,000.00	.30
Contributions from Other Funds	1,700,000.00	7.18
Reimbursements	448,500.00	1.90
Other Income	24,010.00	.10
TOTAL NON-PROPERTY TAX REVENUES	\$13,874,337.00	58.63
Unappropriated Surplus	2,220,510.00	9.38
TOTAL EXCLUSIVE OF TAX LEVY	\$16,094,847.00	68.01
Tax Levy of \$9.73 per thousand on		
Assessed Valuation of \$778,040,300	7,570,332.00	31.99
TOTAL	\$23,665,179.00	100.00

GENERAL FUND

SUMMARY OF APPROPRIATIONS

FOR FISCAL YEAR ENDING JUNE 30, 1976

Legislative—100

Council	\$ 88,580.00	
Internal Audit	42,850.00	
Program & Legislative Coordinator	30,815.00	\$ 162,245.00

Judicial—130

Probation		\$ 66,868.00
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Executive—170

Mayor		\$ 86,897.00
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Elections—190

Clerk—Elections		\$ 93,652.00
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General Services Administration—200

Accounting Division	\$ 161,087.00	
Assessment Division	354,235.00	
City Attorney	145,014.00	
City Clerk	97,850.00	
Finance Director	66,184.00	
Income Tax Division	155,353.00	
Personnel Department	131,893.00	
Purchasing Division	69,505.00	
Treasury Division	129,290.00	\$ 1,310,411.00

Other General Services

City Hall & Police Bldg. Maint.	\$ 343,500.00	
City Hall Annex—Grants	82,000.00	
Other City Property—Maintenance	34,800.00	
Public Service Admin. & Eng.	523,110.00	
Central Garage	714,130.00	
Central Stores & Mailing	179,618.00	
Data Processing	461,977.00	
Labor Relations	64,151.00	
Micro Film	21,630.00	\$ 2,424,916.00

Law Enforcement—Police—300

Administration	\$ 418,672.00	
Personnel & Training Division	78,802.00	
Administrative Services Division	38,786.00	
Uniform Division	324,380.00	
Investigations Division	613,819.00	
Central Records Division	442,307.00	
Radio Maintenance Division	60,870.00	
Park Security	157,986.00	\$ 2,135,622.00

Fire—335

Administration	\$ 425,831.00	
Fire Alarm System Division	151,128.00	
Fire Fighting Division	2,948,819.00	
Fire Prevention Division	117,195.00	
Dormitories—Building & Grounds	57,000.00	\$ 3,699,973.00

Protective Inspection—370

Safety Office	\$ 31,942.00	
Building Inspection	328,886.00	
Sealer of Weights & Measures	22,127.00	\$ 382,955.00

Other Protective—420

Office of Emergency Operations	\$ 35,078.00	
Flood Control	6,000.00	
Traffic Department	59,339.00	\$ 100,417.00

Public Works—440

Storm Sewer Maintenance	\$ 69,000.00	
Public Works—Field Operations	15,000.00	
Sidewalks—Snow & Ice Removal	10,000.00	\$ 94,000.00

Sanitation—520

Miscellaneous Trash Pickup	\$ 20,800.00	
Sanitary Landfill	24,000.00	\$ 44,800.00

Health—600

Air Pollution Board	\$ 3,980.00	
Vector Control	47,348.00	\$ 51,328.00

Recreation & Parks—690

Administration & General	\$ 285,057.00	
General Maintenance:		
General Park Supr. & Maint.	\$504,442.00	
Potter Park Maintenance	33,210.00	
Arboretum Park Maintenance	39,787.00	
Frances Park Maintenance	18,750.00	
Mall Maintenance	17,700.00	
Park Maintenance & Improvements	8,500.00	\$ 622,389.00

Zoo	\$ 163,172.00	
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Ice Skating Rink	\$ 65,200.00	
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Golf:

Golf—General & Administrative	\$ 45,196.00	
Grosebeck Golf Course	97,950.00	
Red Cedar Golf Course	39,900.00	
Waverly Golf Course	46,950.00	
Sycamore Golf Course	25,750.00	\$ 255,746.00

Recreation:

Administration	\$181,360.00	
Summer Playgrounds	99,380.00	
Handicapped	33,858.00	
Outdoor Swimming	48,800.00	
Summer Sports	59,134.00	
Adult Baseball	5,590.00	
Softball	38,000.00	
Tennis	1,950.00	
Basketball	19,280.00	
Volleyball	3,450.00	
Volleyball Clubs	4,700.00	
Ice Skating	13,100.00	
Sliding Hills	1,200.00	
Performing Arts	4,300.00	
Music	3,300.00	
Senior Citizens	30,260.00	
Neighborhood Youth Centers	98,367.00	
Community Centers	83,060.00	
Cedar Recreation Center	10,000.00	
Gier Community Center	58,712.00	
Kingsley Place Community Center	8,885.00	
Oak Garage—Equipment Maintenance	97,910.00	\$ 904,596.00
		\$ 2,296,160.00

Conservation of Natural Resources—780

Forestry	\$ 296,500.00	
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Planning—800

Planning Board	\$ 336,260.00	
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Urban Redevelopment & Housing—820

Relocation Office	\$ 18,640.00	
Redevelopment Board	300.00	\$ 18,940.00

Economic Development—850

Bi-Centennial Committee		\$ 11,985.00
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Economic Opportunity—880

Human Relations		\$ 77,512.00
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Other Functions—900

General Administrative	\$7,970,000.00	
Municipal Market	45,899.00	
City Supported Activities	1,337,599.00	
Capital Improvements	362,240.00	\$ 9,715,738.00

Reserve for Emergencies

	\$ 259,000.00
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TOTAL ESTIMATED APPROPRIATIONS	<u>\$23,665,179.00</u>
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GENERAL FUND
CITY OF LANSING BUDGET
FOR THE FISCAL YEAR ENDING
JUNE 30, 1976

CITY COUNCIL

Salaries & Longevity	\$ 50,280.00	
Office Supplies	300.00	
City Audit	26,000.00	
Conferences & Workshops	2,000.00	
Community Promotion	5,000.00	
Claims	5,000.00	
TOTAL		\$ 88,580.00

INTERNAL AUDIT

Salaries & Longevity	\$ 42,770.00	
Office Supplies	80.00	
TOTAL		\$ 42,850.00

PROGRAM & LEGISLATIVE COORDINATOR

Salaries & Longevity	\$ 30,015.00	
Office Supplies	50.00	
Subscriptions & Dues	750.00	
TOTAL		\$ 30,815.00

PROBATION

Salaries & Longevity	\$ 65,918.00	
Office Supplies	150.00	
Vehicle Operating Expense	300.00	
TOTAL		\$ 66,368.00

MAYOR

Salaries & Longevity	\$ 85,397.00	
Office Supplies	500.00	
Community Promotion	500.00	
TOTAL		\$ 86,397.00

ELECTION

Salaries & Longevity	\$ 44,667.00	
Wages—Extra Help	4,500.00	
Wages—Election Inspection	32,000.00	
Office Supplies	10,000.00	
Mileage	160.00	
Rentals—Buildings	525.00	
Rentals—Vehicles	1,800.00	
TOTAL		\$ 93,652.00

ACCOUNTING DIVISION

Salaries & Longevity	\$ 156,867.00	
Office Supplies	3,800.00	
Memberships & Dues	300.00	
Office Equipment	120.00	
TOTAL		\$ 161,087.00

ASSESSMENT DIVISION

Salaries & Longevity	\$ 327,555.00	
Wages—Board of Review	4,800.00	
Office Supplies	3,930.00	
Repairs & Maintenance	250.00	
Mileage	11,000.00	
Education & Training	1,500.00	
Tax Abatement	1,000.00	
Mapping	4,200.00	
TOTAL		\$ 354,235.00

CITY ATTORNEY

Salaries & Longevity	\$ 128,814.00	
Contract Wages Attorney	7,800.00	
Office Supplies	400.00	
Court Costs	2,500.00	
Extra Legal Help	1,000.00	
Office & Library	4,500.00	
TOTAL		\$ 145,014.00

CITY CLERK

Salaries & Longevity	\$ 63,050.00	
Office Supplies	1,200.00	
Advertising—Zoning	1,500.00	
Publishing	32,000.00	
Memberships & Dues	100.00	
TOTAL		\$ 97,850.00

FINANCE DIRECTOR

Salaries & Longevity	\$ 62,634.00	
Office Supplies	400.00	
Retirement Consultant Fee	2,600.00	
Medical Services	400.00	
Memberships & Dues	150.00	
TOTAL		\$ 66,184.00

INCOME TAX DIVISION

Salaries & Longevity	\$ 122,000.00	
Office Supplies	923.00	
Printing (Forms)	21,000.00	
Postage	10,000.00	
Mileage	480.00	
Office Equipment Rental	850.00	
Memberships & Dues	100.00	
TOTAL		\$ 155,353.00

PERSONNEL DEPARTMENT

Salaries & Longevity	\$ 125,843.00	
Office Supplies	5,000.00	
I. D. Supplies	300.00	
Memberships & Dues	150.00	
Office Equipment	600.00	
TOTAL		\$ 131,893.00

PURCHASING DIVISION

Salaries & Longevity	\$ 61,805.00	
Office Supplies	4,200.00	
Repair & Maintenance—Surplus Equip.....	1,000.00	
Conferences & Workshops	200.00	
Advertising	2,100.00	
Memberships & Dues	150.00	
Office Equipment	50.00	
TOTAL		\$ 69,505.00

TREASURY DIVISION

Salaries & Longevity	\$ 124,600.00	
Wages—Extra Help	3,300.00	
Office Supplies	1,090.00	
Mileage	300.00	
TOTAL		\$ 129,290.00

PUBLIC SERVICE DEPARTMENT**City Hall & Police Building**

Salaries & Longevity	\$ 12,900.00	
Wages—Hourly	167,000.00	
Wages—Vacation Replacement	2,500.00	
Building Maintenance Supplies	60,000.00	
Utilities	100,000.00	
New Equipment	1,100.00	
TOTAL		\$ 343,500.00

City Hall Annex—Grants

Wages—Hourly	\$ 10,000.00	
Building Maintenance Supplies	14,000.00	
Building Custodial—Contractual	25,000.00	
Utilities	32,000.00	
TOTAL		\$ 82,000.00

City Property—Other

Building Maintenance—Annex	\$ 10,000.00	
Street Decoration	1,500.00	
Utilities—Annex	15,000.00	
Maintenance of City Owned Property	1,800.00	
Maintenance of Leased Buildings	5,000.00	
Railroad Leases	1,000.00	
Annex Remodeling	500.00	
TOTAL		\$ 34,800.00

Administration & Engineering

Salaries & Longevity	\$ 300,000.00	
Wages—Surveys & Plans—Hourly	25,000.00	
Wages—Letters of Intent	15,000.00	
Holidays—Hourly	30,000.00	
Sick Leave—Hourly	38,000.00	
Longevity—Hourly	31,000.00	
Vacation	80,000.00	
Office Supplies	2,000.00	
Survey & Inspection Supplies	500.00	
Board Expenses	110.00	
Vehicle Radio Maintenance	1,500.00	
TOTAL		\$ 523,110.00

CENTRAL GARAGE

Salaries & Longevity	\$ 230,248.00
Wages—Extra Help	7,000.00
Overtime	2,000.00
Office Supplies	150.00
Gasoline—Police	105,000.00
Gasoline—Fire	14,000.00
Gasoline—Other	25,000.00
Uniforms	2,000.00
Repair Parts—Police	40,000.00
Repair Parts—Fire—Central Garage	5,000.00
Repair Parts—Other	20,000.00
Repair Parts—Fire Station Garage	20,000.00
Accident Repair—Police	5,000.00
Accident Repair—Fire	500.00
Accident Repair—Other	2,000.00
Vehicle Washes	6,000.00
Auction Expense	10,000.00
Telephone	1,450.00
Utilities	10,500.00
Building Maintenance	3,000.00
Education & Training	200.00
Garage Equipment	2,000.00
Vehicles	193,142.00
Special Vehicle Equipment	9,540.00
Safety Equipment	400.00
TOTAL	\$ 714,130.00

CENTRAL STORES & MAILING

Salaries & Longevity	\$ 26,943.00
Office Supplies	75.00
Postage	50,000.00
Store Supplies	26,000.00
Rapid Copy Center Supplies	12,000.00
Copy Machine Supplies	3,800.00
Printing—Outside	25,000.00
Equipment Rental	5,800.00
Copy Machine Rental—Xerox	30,000.00
TOTAL	\$ 179,618.00

DATA PROCESSING DIVISION

Salaries & Longevity	\$ 167,000.00
Office Supplies	12,000.00
Space Rental	24,000.00
Machine Rental	258,977.00
TOTAL	\$ 461,977.00

LABOR RELATIONS

Salaries & Longevity	\$ 47,851.00
Office Supplies	1,000.00
Legal Fees	10,000.00
Arbitration Fees	2,000.00
Mileage	1,200.00
Office Equipment	2,100.00
TOTAL	\$ 64,151.00

MICRO FILM

Salaries & Longevity	\$ 16,120.00
Office Supplies	10.00
Photographic Supplies	3,000.00
Equipment Maintenance	2,500.00
TOTAL	\$ 21,630.00

POLICE DEPARTMENT**Administration**

Salaries	\$ 98,504.00	
Cadet Wages	16,798.00	
Overtime	10,000.00	
Gun Allowance	40,650.00	
Clothing Allowance	14,800.00	
Dry Cleaning Allowance	24,030.00	
Holiday Pay	72,090.00	
Longevity	71,194.00	
Operating Supplies	28,000.00	
Repair & Maintenance Supplies	373.00	
Professional Services	9,000.00	
Communications	27,372.00	
Transportation	550.00	
Vehicle Towing	80.00	
Community Promotion	300.00	
Repairs & Maintenance	2,271.00	
Memberships & Dues	70.00	
Education & Training	2,590.00	
TOTAL		\$ 418,672.00

Personnel & Training Division

Salaries	\$ 70,512.00	
Operating Supplies	6,000.00	
Repair & Maintenance Supplies	100.00	
Professional Services	1,390.00	
Transportation	360.00	
Repairs & Maintenance	200.00	
Books, Magazines & Periodicals	200.00	
Memberships & Dues	40.00	
TOTAL		\$ 78,802.00

Administrative Services Division

Salaries	\$ 38,591.00	
Professional Services	180.00	
Books, Magazines & Periodicals	15.00	
TOTAL		\$ 38,786.00

Uniform Division

Salaries	\$ 187,531.00	
Wages—Extra Help	128,820.00	
Operating Supplies	5,812.00	
Repair & Maintenance Supplies	56.00	
Transportation	78.00	
Repairs & Maintenance	373.00	
Books, Magazines & Periodicals	260.00	
Equipment	1,450.00	
TOTAL		\$ 324,380.00

Investigations Division

Salaries	\$ 606,167.00	
Operating Supplies	200.00	
Repair & Maintenance Supplies	35.00	
Repairs & Maintenance	110.00	
Books, Magazines & Periodicals	38.00	
Memberships & Dues	2.00	
Evidence Fund	7,000.00	
Equipment	267.00	
TOTAL		\$ 613,819.00

Central Records Division

Salaries	\$ 426,691.00	
Office Supplies	100.00	
Operating Supplies	10,966.00	
Professional Services	1,000.00	
Repairs & Maintenance	3,250.00	
Equipment	300.00	
TOTAL		\$ 442,307.00

Radio Maintenance Division

Salaries	\$ 45,402.00	
Operating Supplies	500.00	
Repair & Maintenance Supplies	6,000.00	
Transportation	323.00	
Utilities	2,000.00	
Repairs & Maintenance	400.00	
Rentals	750.00	
Memberships & Dues	24.00	
Equipment	5,471.00	
TOTAL		\$ 60,870.00
GRAND TOTAL		\$ 1,977,636.00

PARKS & RECREATION DEPARTMENT**Park Security**

Salaries	\$ 75,986.00	
Wages—Hourly	80,000.00	
Uniform Maintenance	2,000.00	
TOTAL		\$ 157,986.00

FIRE DEPARTMENT**Administration**

Salaries	\$ 200,000.00	
Food Allowance	34,811.00	
Holiday Pay	65,025.00	
Longevity	92,480.00	
Office Supplies	500.00	
Bicycle License	1,215.00	
Uniforms	14,000.00	
Telephone Rental	8,000.00	
Education & Training	8,800.00	
Office Equipment	1,000.00	
TOTAL		\$ 425,831.00

Fire Alarm System

Salaries	\$ 138,628.00	
Overtime	2,000.00	
System Maintenance	5,000.00	
Radio System Maintenance	2,000.00	
New Radio Equipment	3,500.00	
TOTAL		\$ 151,128.00

Fire Fighting

Salaries	\$2,924,969.00	
Overtime	2,000.00	
Operating Supplies	2,000.00	
Chemicals	850.00	
Equipment Maintenance	6,000.00	
Medical Services	13,000.00	
TOTAL		\$ 2,948,819.00

Fire Prevention

Salaries	\$ 114,795.00	
Overtime	2,000.00	
Operating Supplies	400.00	
TOTAL		\$ 117,195.00

Dormitories—Buildings & Grounds

Building Maintenance Supplies	\$ 10,000.00	
Utilities	42,000.00	
Building Repair	5,000.00	
TOTAL		\$ 57,000.00
GRAND TOTAL		\$ 3,699,973.00

SAFETY OFFICE

Salaries & Longevity	\$ 26,752.00	
Office Supplies	2,000.00	
Conferences & Workshops	500.00	
Office Equipment	2,690.00	
TOTAL		\$ 31,942.00

BUILDING INSPECTION

Salaries & Longevity	\$ 323,726.00	
Office Supplies	1,500.00	
Vehicle Operating Expense	3,000.00	
Mileage—Inspection	600.00	
Memberships & Dues	60.00	
TOTAL		\$ 328,886.00

SEALER OF WEIGHTS & MEASURES

Salaries & Longevity	\$ 21,027.00	
Office Supplies	20.00	
Building Maintenance Supplies	50.00	
Mileage	1,000.00	
Utilities	30.00	
TOTAL		\$ 22,127.00

OFFICE OF EMERGENCY OPERATIONS

Salaries & Longevity	\$ 27,128.00	
Office Supplies	100.00	
Shelter Supplies	150.00	
Volunteer Expense	300.00	
Vehicle Operating Expense	100.00	
Radio Repair	1,000.00	
Subscriptions & Dues	100.00	
Educational Material	200.00	
Warning System Maintenance	6,000.00	
TOTAL		\$ 35,078.00

PUBLIC SERVICE DEPARTMENT**Other Operations—Flood Control**

Wages	\$ 3,000.00	
Equipment Maintenance	1,000.00	
Equipment Rental	2,000.00	
TOTAL		\$ 6,000.00

TRAFFIC DEPARTMENT

Salaries & Longevity	\$ 35,699.00	
Office Supplies	200.00	
Vehicle Operating	600.00	
Equipment Maintenance	200.00	
Building Rental	10,000.00	
Office Equipment	2,440.00	
Trucks	10,200.00	
TOTAL		\$ 59,339.00

PUBLIC SERVICE DEPARTMENT**Storm Sewer—Maintenance**

Wages	\$ 40,000.00	
Materials	4,000.00	
Equipment Rentals	25,000.00	
TOTAL		\$ 69,000.00

Public Works—Field Operations

Utilities	\$ 10,000.00	
Building Maintenance	5,000.00	
TOTAL		\$ 15,000.00

Sidewalks—Snow & Ice Removal

Wages	\$ 5,000.00	
Equipment Rental	5,000.00	
TOTAL		\$ 10,000.00

Miscellaneous Trash Pickup

Wages	\$ 15,500.00	
Landfill Fee	2,000.00	
Materials & Supplies	300.00	
Equipment Rental	3,000.00	
TOTAL		\$ 20,800.00

Sanitary Landfill

Wages—Hourly	\$ 12,000.00	
Maintenance Supplies	12,000.00	
TOTAL		\$ 24,000.00

AIR POLLUTION BOARD

Wages—Extra Help	\$ 500.00	
Office Supplies	30.00	
Professional Service Fees	3,300.00	
Mileage	50.00	
Community Promotion	100.00	
TOTAL		\$ 3,980.00

PARKS & RECREATION DEPARTMENT**Vector Control**

Salaries & Longevity	\$ 12,278.00	
Wages	25,370.00	
Operating Supplies	500.00	
Insecticides	6,000.00	
Utilities	2,200.00	
Equipment Maintenance	1,000.00	
TOTAL		\$ 47,348.00

Administration & General

Salaries & Longevity	\$ 172,650.00	
Longevity—Hourly	19,100.00	
Vacation & Sick Leave	88,047.00	
Office Supplies	600.00	
Mileage	3,660.00	
Advertising & Publicity	1,000.00	
TOTAL		\$ 285,057.00

General Park Supr. & Maintenance

Salaries & Longevity	\$ 114,542.00	
Wages—Maintenance	132,700.00	
Wages—Construction	68,500.00	
Wages—Landscape	47,300.00	
Operating Supplies	30,000.00	
Building Repair	6,000.00	
Utilities	24,200.00	
Equipment Repair	18,000.00	
Equipment	63,200.00	
TOTAL		\$ 504,442.00

Potter Park Maintenance

Wages	\$ 28,200.00	
Operating Supplies	3,000.00	
Utilities	1,760.00	
Equipment	250.00	
TOTAL		\$ 33,210.00

Arboretum Park Maintenance

Salaries	\$ 20,387.00	
Wages	11,000.00	
Operating Supplies	1,600.00	
Utilities	6,600.00	
Equipment	200.00	
TOTAL		\$ 39,787.00

Frances Park Maintenance

Wages	\$ 16,210.00	
Operating Supplies	1,000.00	
Utilities	1,540.00	
TOTAL		\$ 18,750.00

Mall Maintenance

Wages—Hourly	\$ 10,000.00	
Operating Supplies	3,000.00	
Utilities	4,400.00	
Space Rental	300.00	
TOTAL		\$ 17,700.00

Park Maintenance & Improvements

Taxes & Assessments	\$ 2,500.00	
Sodding & Planting	2,000.00	
Road Surfacing	1,000.00	
Fencing	1,000.00	
General Improvements	2,000.00	
TOTAL		\$ 8,500.00

Zoo

Salaries & Longevity	\$ 25,772.00	
Wages	95,700.00	
Animal Feed Supplies	13,000.00	
Operating Supplies	3,700.00	
Building Repair	4,500.00	
Utilities	20,000.00	
Equipment Repair	500.00	
TOTAL		\$ 163,172.00

Ice Skating Artificial Rink

Salaries	\$ 8,500.00	
Concession Wages—Contract	8,500.00	
Wages—Maintenance	8,800.00	
Wages—Watchman	2,000.00	
Operating Supplies	1,400.00	
Concession Stand Supplies	5,000.00	
Utilities	14,000.00	
Building Maintenance	200.00	
Equipment Maintenance	500.00	
Equipment	16,300.00	
TOTAL		\$ 65,200.00

Golf—General & Administrative

Salaries & Longevity	\$ 27,120.00	
Wages—Golf School	676.00	
Utilities	100.00	
Golf Tournaments	4,500.00	
Golf School	300.00	
Equipment	12,500.00	
TOTAL		\$ 45,196.00

Groesbeck Golf Course

Wages	\$ 59,950.00	
Operating Supplies	12,000.00	
Concession Stand Supplies	18,000.00	
Utilities	8,000.00	
TOTAL		\$ 97,950.00

Red Cedar Golf Course

Wages	\$ 29,300.00	
Operating Supplies	3,800.00	
Concession Stand Supplies	5,000.00	
Utilities	1,800.00	
TOTAL		\$ 39,900.00

Waverly Golf Course

Wages	\$ 33,350.00	
Operating Supplies	4,500.00	
Concession Stand Supplies	8,000.00	
Utilities	1,100.00	
TOTAL		\$ 46,950.00

Sycamore Golf Course

Wages	\$ 18,650.00	
Operating Supplies	3,000.00	
Concession Stand Supplies	3,000.00	
Utilities	1,100.00	
TOTAL		\$ 25,750.00

Recreation—Administration

Salaries & Longevity	\$ 180,610.00	
Equipment Maintenance	750.00	
TOTAL		\$ 181,360.00

Summer Playgrounds

Wages—Hourly	\$ 90,580.00	
Wages—Park Labor	3,000.00	
Operating Supplies	4,300.00	
Maintenance Supplies	1,500.00	
TOTAL		\$ 99,380.00

Handicapped

Salaries & Longevity	\$ 19,558.00	
Wages	12,000.00	
Operating Supplies	1,000.00	
Travel & Special Activities	300.00	
Building Rental	1,000.00	
TOTAL		\$ 33,858.00

Outdoor Swimming

Wages—Hourly	\$ 36,600.00	
Wages—Park Labor	2,200.00	
Operating Supplies	3,200.00	
Utilities	5,000.00	
Building Rental	1,800.00	
TOTAL		\$ 48,800.00

Summer Sports

Wages—Touch Football & Jr. Baseball	\$ 14,244.00	
Park Labor—Field Maintenance	32,800.00	
Operating Supplies	4,100.00	
Field Maintenance—Supplies	7,000.00	
Utilities	990.00	
TOTAL		\$ 59,134.00

Adult Baseball

Wages—Hourly	\$ 4,050.00	
Utilities	1,540.00	
TOTAL		\$ 5,590.00

Softball

Wages—Hourly	\$ 36,460.00	
Utilities	1,540.00	
TOTAL		\$ 38,000.00

Tennis

Wages—Hourly	\$ 1,950.00	
TOTAL		\$ 1,950.00

Basketball

Wages—Hourly	\$ 13,680.00	
Building Rental	5,600.00	
TOTAL		\$ 19,280.00

Volleyball

Wages—Hourly	\$ 2,200.00	
Building Rental	1,250.00	
TOTAL		\$ 3,450.00

Volleyball Clubs

Wages—Hourly	\$ 3,100.00	
Operating Supplies	400.00	
Building Rental	1,200.00	
TOTAL		\$ 4,700.00

Ice Skating

Wages—Rangers & Attendants	\$ 3,000.00	
Wages—Park Labor	8,000.00	
Operating Supplies	1,000.00	
Utilities	1,100.00	
TOTAL		\$ 13,100.00

Sliding Hills

Wages—Park	\$ 600.00	
Operating Supplies	600.00	
TOTAL		\$ 1,200.00

Performing Arts

Wages—Hourly	\$ 1,100.00	
Operating Supplies	200.00	
Special Program	3,000.00	
TOTAL		\$ 4,300.00

Music

Wages—Park Labor	\$ 1,500.00	
Contributions—Other	1,800.00	
TOTAL		\$ 3,300.00

Senior Citizens

Wages—Hourly	\$ 20,260.00	
Operating Supplies	2,000.00	
Travel	8,000.00	
TOTAL		\$ 30,260.00

Neighborhood Youth Centers

Wages—Hourly	\$ 87,517.00	
Operating Supplies	3,000.00	
Utilities	6,050.00	
Rent—Westside	1,800.00	
TOTAL		\$ 98,367.00

Community Centers

Wages	\$ 43,000.00	
Wages—Contract	17,700.00	
Maintenance Supplies	5,000.00	
Utilities	10,560.00	
Building Maintenance	4,000.00	
Equipment Maintenance	1,000.00	
Building Rental	1,800.00	
TOTAL		\$ 88,060.00

Cedar Recreation Center

Wages	\$ 6,000.00	
Craft Supplies	4,000.00	
TOTAL		\$ 10,000.00

Gier Community Center

Salaries & Longevity	\$ 10,712.00	
Wages—Contract	10,000.00	
Wages—Maintenance	12,000.00	
Operating Supplies	2,000.00	
Maintenance Supplies	1,500.00	
Building Maintenance	2,500.00	
Utilities	20,000.00	
TOTAL		\$ 58,712.00

Kingsley Place

Salaries & Longevity	\$ 1,800.00	
Wages—Contract	1,660.00	
Wages—Maintenance	2,000.00	
Operating Supplies	200.00	
Maintenance Supplies	225.00	
Utilities	3,000.00	
TOTAL		\$ 8,885.00

Oak Garage & Equipment Maintenance

Salaries & Longevity	\$ 25,286.00	
Wages—Hourly	68,124.00	
Maintenance Supplies	3,000.00	
Equipment—Park	1,500.00	
TOTAL		\$ 97,910.00

Forestry

Salaries & Longevity	\$ 122,510.00	
Trimming—Wages	27,000.00	
Trimming—Supplies	1,900.00	
Tree Services—Wages	34,000.00	
Tree Services—Supplies	1,500.00	
Tree Removal—Wages	48,000.00	
Tree Removal—Supplies	5,000.00	
Planting—Wages	10,990.00	
Planting Supplies	2,000.00	
Municipal Christmas Tree—Wages	1,000.00	
Municipal Christmas Tree—Supplies	200.00	
Street Tree Replacement Stock	9,000.00	
Equipment	13,400.00	
Equipment Repair	20,000.00	
TOTAL		\$ 296,500.00
GRAND TOTAL		\$ 2,640,008.00

PLANNING BOARD

Salaries & Longevity	\$ 331,810.00	
Wages—Extra Help	400.00	
Office Supplies	1,000.00	
Graphic Supplies	2,000.00	
Board Expenses	150.00	
Vehicle Operating	700.00	
Mileage	100.00	
Building Rental	100.00	
TOTAL		\$ 336,260.00

RELOCATION OFFICE

Salaries & Longevity	\$ 18,000.00	
Office Supplies	100.00	
Mileage	500.00	
Memberships & Dues	40.00	
TOTAL		\$ 18,640.00

REDEVELOPMENT BOARD

Office Supplies	\$ 100.00	
Board Expenses	200.00	
TOTAL		\$ 300.00

BI-CENTENNIAL OFFICE

Salaries & Longevity	\$ 525.00	
Office Supplies	1,000.00	
Conferences & Workshops	400.00	
Community Promotion	10,000.00	
Equipment	60.00	
TOTAL		\$ 11,985.00

HUMAN RELATIONS

Salaries & Longevity	\$ 56,012.00	
Wages—Extra Help	21,000.00	
Office Supplies	200.00	
Mileage	300.00	
TOTAL		\$ 77,512.00

GENERAL ADMINISTRATIVE

Employee Fringe Benefits	\$6,540,000.00	
Employee Parking Subsidy	15,000.00	
Employee Bus Token Subsidy	1,000.00	
Telephone	90,000.00	
Insurance	150,000.00	
Street Lighting	940,000.00	
Public Water	225,000.00	
Municipal Association Dues	9,000.00	
TOTAL		\$ 7,970,000.00

MUNICIPAL MARKET

Salaries & Longevity	\$ 33,608.00
Wages—Extra Help	500.00
Office Supplies	200.00
Building Maintenance Supplies	650.00
Refuse Services	1,611.00
Vehicle Operating Expense	200.00
Mileage	90.00
Utilities	8,000.00
Building Maintenance	1,040.00
TOTAL	\$ 45,899.00

CITY SUPPORTED ACTIVITIES

Lansing Convention Bureau	\$ 20,000.00
Safety Council	15,000.00
City Special Expenses	7,500.00
Lansing Metropolitan Develop. Authority	13,155.00
Civic Center Subsidy (Except Debt)	134,050.00
Solid Waste Program Subsidy	240,000.00
Chamber of Commerce	10,310.00
Fine Arts Council	5,000.00
Grand River Water Shed	3,300.00
Lansing Tri-County Aging Consortium	39,345.00
Bus Subsidy	282,203.00
Waterfront Development Board	400.00
District Court Expenditures	592,416.00
Capital Area Rail Center	4,920.00
Tri-County Regional Planning	20,000.00
TOTAL	\$ 1,337,599.00

CAPITAL IMPROVEMENTS

City Portion—Storm Sewers	\$ 150,000.00
Ambulance Replacement	25,000.00
Potter Park Zoo	7,000.00
Potter Park Paving	38,000.00
Potter Park Zoo Bird House Roof	15,620.00
Groesbeck Storage Building	15,620.00
Air Compressor—Fire Department	9,000.00
Update Pumping Equipment	8,000.00
Sign Shop	87,000.00
Air Compressor—Traffic Department	7,000.00
TOTAL	\$ 362,240.00

RESERVE FOR EMERGENCIES

Emergency Fund	\$ 250,000.00
TOTAL GENERAL FUND	
APPROPRIATIONS	\$23,665,179.00

**CITY OF LANSING
NON-GENERAL FUND BUDGETS
FOR FISCAL YEAR ENDING JUNE 30, 1976**

COMMON CASH FUNDS

**FUND
NO.**

Act 51—Major Street Fund _____
Act 51—Local Street Fund _____
Municipal Cemeteries Fund _____
Federal Revenue Sharing Fund _____
Sewage Disposal System Fund _____
Civic Center Fund _____
Garbage & Rubbish Collection Fund _____
Service Garage Fund _____
Asphalt Plant Fund _____
Park Trust Fund _____
District Court Fund _____
Workmen's Compensation Fund _____

OTHER FUNDS

Debt Retirement Fund _____
Municipal Parking System Fund _____
State Owned Leased Housing Fund _____

ACT 51 OF P.A. 1951 FUND BUDGET
For the Fiscal Year Ending June 30, 1976

MAJOR STREETS FUND
ESTIMATED REVENUES

Gas & Weight Tax	\$ 1,800,000.00
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APPROPRIATIONS

CONSTRUCTION—MAJOR STREETS

Resurface Major Streets	\$ 110,000.00	
Trunkline Improvements	60,000.00	
Major Street Improvements	10,000.00	
Miller Rd.—Cedar to Washington	163,000.00	
Curb and Gutter Construction	20,000.00	
Reconditioning After C & G	4,000.00	
TOTAL		\$ 367,000.00

ROUTINE MAINTENANCE—ROADS & STREETS

Surface Maintenance

Wages	\$ 75,000.00	
Fringe Benefits	25,000.00	
Materials	45,000.00	
Equipment Rental	32,000.00	
TOTAL		\$ 177,000.00

Overpass Maintenance

Wages	\$ 2,000.00	
Fringe Benefits	600.00	
Materials	1,000.00	
Equipment Rental	1,000.00	
TOTAL		\$ 4,600.00

Street Cleaning

Wages	\$ 53,000.00	
Fringe Benefits	17,000.00	
Materials	500.00	
Equipment Rental	42,000.00	
TOTAL		\$ 112,500.00

Street Name Signs

Wages	\$ 4,000.00	
Fringe Benefits	1,300.00	
Materials	2,000.00	
Equipment Rental	1,200.00	
TOTAL		\$ 8,500.00

Curb & Gutter Repair

Curb & Gutter Repair	\$ 20,000.00	
TOTAL		\$ 20,000.00

Utility Pavement Cuts

Wages	\$ 17,000.00	
Fringe Benefits	5,500.00	
Materials	8,000.00	
Equipment Rental	5,000.00	
TOTAL		\$ 35,500.00

Roadside Mowing

Wages	\$ 1,800.00	
TOTAL		\$ 1,800.00

Railroad Signals

Contractual Services	\$ 3,000.00	
TOTAL		\$ 3,000.00

Bridge Maintenance

Wages	\$ 15,000.00	
Fringe Benefits	5,000.00	
Materials	8,000.00	
Contractual Services	250,000.00	
Equipment Rental	800.00	
TOTAL		\$ 278,800.00
TOTAL ROUTINE MAINTENANCE		
ROADS & STREETS		\$ 641,700.00

TRAFFIC SERVICE**Maintenance**

Building Maintenance Supplies	\$ 400.00	
Sign Shop Utilities	2,500.00	
TOTAL		\$ 2,900.00

Pavement Markings

Wages	\$ 4,940.00	
Fringe Benefits	1,600.00	
Materials	25,000.00	
Equipment Rental	3,400.00	
TOTAL		\$ 34,940.00

Signals and Signs

Wages	\$ 8,500.00	
Fringe Benefits	2,800.00	
Materials—Signals & Hardware	25,000.00	
Signs, Signals, Electric	150,000.00	
Equipment Rental	4,300.00	
TOTAL		\$ 190,600.00
TOTAL TRAFFIC SERVICES		\$ 228,440.00

WINTER MAINTENANCE—SNOW REMOVAL

Wages	\$ 55,000.00	
Fringe Benefits	18,000.00	
Materials	120,000.00	
Equipment Rental	26,500.00	
TOTAL		\$ 219,500.00

ADMINISTRATION

General

Personal Services	\$ 10,000.00	
Audit Fees	5,000.00	
TOTAL		\$ 15,000.00

Traffic

Salaries and Longevity	\$ 15,720.00	
Fringe Benefits	5,100.00	
Equipment Rental	900.00	
TOTAL		\$ 21,720.00
TOTAL ADMINISTRATION		\$ 36,720.00

ENGINEERING

Traffic Computer

Wages	\$ 8,160.00	
Fringe Benefits	2,700.00	
Utilities	2,175.00	
Data Processing	4,650.00	
Equipment Maintenance	720.00	
Building Rental		
TOTAL		\$ 18,405.00

Traffic Surveys

Wages	\$ 2,560.00	
Fringe Benefits	800.00	
Traffic Control Supplies	600.00	
Equipment Rental	3,600.00	
TOTAL		\$ 7,560.00
TOTAL ENGINEERING		\$ 25,965.00

TRUNKLINE MAINTENANCE

Trunkline Maintenance	\$ 150,000.00	
TOTAL		\$ 150,000.00
GRAND TOTAL		\$ 1,669,325.00

ACT 51 OF P.A. 1951 FUND BUDGET
For the Fiscal Year Ending June 30, 1976

LOCAL STREETS FUND
ESTIMATED REVENUES

Gas & Weight Tax	\$ 550,000.00
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APPROPRIATIONS

CONSTRUCTION—LOCAL STREETS

Resurface Local Streets	\$ 90,000.00	
Local Street Improvements	5,000.00	
Curb & Gutter Construction	3,500.00	
Recondition After C & G	15,000.00	
Blacktop Construction	240,000.00	
TOTAL		\$ 353,500.00

ROUTINE MAINTENANCE—ROADS & STREETS

Surface Maintenance

Wages	\$ 80,000.00	
Fringe Benefits	26,000.00	
Materials	32,000.00	
Equipment Rental	32,500.00	
TOTAL		\$ 170,500.00

Street Cleaning

Wages	\$ 52,000.00	
Fringe Benefits	17,000.00	
Materials	150.00	
Equipment Rental	45,000.00	
TOTAL		\$ 114,150.00

Street Name Signs

Wages	\$ 7,000.00	
Fringe Benefits	2,300.00	
Materials	2,000.00	
Equipment Rental	1,400.00	
TOTAL		\$ 12,700.00

Curb & Gutter Repair

Curb & Gutter Repair	\$ 30,000.00	
TOTAL		\$ 30,000.00

Utility Pavement Cuts

Wages	\$ 18,000.00	
Fringe Benefits	6,000.00	
Materials	8,000.00	
Equipment Rental	5,000.00	
TOTAL		\$ 37,000.00

Unpaved Streets

Wages	\$ 50,000.00	
Fringe Benefits	16,000.00	
Materials	15,000.00	
Equipment Rental	32,000.00	
TOTAL		\$ 113,000.00

Roadside Mowing

Wages	\$ 1,500.00	
TOTAL		\$ 1,500.00

Dust Prevention

Wages	\$ 2,500.00	
Fringe Benefits	800.00	
Materials	12,000.00	
Equipment Rental	3,000.00	
TOTAL		\$ 18,300.00
TOTAL ROUTINE MAINTENANCE ROADS & STREETS		\$ 497,150.00

TRAFFIC SERVICES**Maintenance**

Building Maintenance Supplies	\$ 300.00	
Sign Shop Utilities	1,500.00	
TOTAL		\$ 1,800.00

Pavement Markings

Wages	\$ 4,000.00	
Fringe Benefits	1,300.00	
Materials	18,000.00	
Equipment Rental	2,200.00	
TOTAL		\$ 25,500.00

Signals and Signs

Wages	\$ 5,700.00	
Fringe Benefits	1,900.00	
Materials—Signals & Hardware	15,000.00	
Signs, Signals, Electric	100,000.00	
Equipment Rental	3,000.00	
TOTAL		\$ 125,600.00
TOTAL TRAFFIC SERVICES		\$ 152,900.00

WINTER MAINTENANCE—SNOW REMOVAL

Wages	\$ 40,000.00	
Fringe Benefits	13,000.00	
Materials	16,000.00	
Equipment Rental	20,000.00	
TOTAL		\$ 89,000.00

ADMINISTRATION**General**

Personal Services	\$ 10,000.00	
Audit Fees	3,500.00	
TOTAL		\$ 13,500.00

Traffic

Salaries & Longevity	\$ 10,480.00	
Fringe Benefits	3,400.00	
Equipment Rental	600.00	
TOTAL		\$ 14,480.00
TOTAL ADMINISTRATION		\$ 27,980.00

ENGINEERING**Traffic Computer**

Wages	\$ 5,440.00	
Fringe Benefits	1,800.00	
Utilities	1,450.00	
Data Processing Equipment Maintenance	3,100.00	
Building Rental	480.00	
TOTAL		\$ 12,270.00

Traffic Surveys

Wages	\$ 1,700.00	
Fringe Benefits	500.00	
Traffic Control Supplies	400.00	
Equipment Rental	2,400.00	
TOTAL		\$ 5,000.00
TOTAL ENGINEERING		\$ 17,270.00
GRAND TOTAL		\$ 1,137,800.00

MUNICIPAL CEMETERIES FUND BUDGET
For the Fiscal Year Ending June 30, 1976

ESTIMATED REVENUES

Operating Revenues	\$ 164,500.00	
Interest From Perpetual Care Fund	90,000.00	
TOTAL		\$ 254,500.00

APPROPRIATIONS

ADMINISTRATION & GENERAL

Salaries & Longevity	\$ 27,527.00	
Employee Benefits	28,653.00	
Sick Leave	6,000.00	
Longevity	1,280.00	
Office Supplies	25.00	
Veterans Grave Markers	300.00	
TOTAL		\$ 63,785.00

PAID SERVICES

Wages	\$ 63,458.00	
Supplies	5,600.00	
TOTAL		\$ 69,058.00

CEMETERY GROUNDS UPKEEP

Wages	\$ 77,560.00	
Operating Supplies	6,000.00	
Equipment Repair	6,000.00	
TOTAL		\$ 89,560.00

CAPITAL ADDITIONS

Equipment	\$ 2,850.00	
Major Road Maintenance	2,000.00	
TOTAL		\$ 4,850.00
GRAND TOTAL		\$ 227,253.00

**FEDERAL REVENUE SHARING FUND BUDGET
6TH ENTITLEMENT PERIOD**

For the Fiscal Year Ending June 30, 1976

ESTIMATED REVENUES

Federal Shared Revenues	_____	\$2,667,877.00
Interest on Investments	_____	82,128.00
TOTAL ESTIMATED REVENUES	_____	\$2,700,000.00
Unappropriated Surplus	_____	100,000.00
TOTAL	_____	\$ 2,800,000.00

APPROPRIATIONS

POLICE DEPARTMENT

Uniform Division

Salaries	_____	\$2,800,000.00
GRAND TOTAL	_____	\$ 2,800,000.00

SEWAGE DISPOSAL SYSTEM FUND BUDGET

For the Fiscal Year Ending June 30, 1976

ESTIMATED REVENUES

City Sewage Charges	\$2,600,000.00	
West Side Water Dist. Sew. Charge	100,000.00	
Private Wells Sewage Charge	15,000.00	
Landel Sewer Connection Fees	800.00	
Miscellaneous Revenue	1,000.00	
TOTAL		\$ 2,716,800.00

APPROPRIATIONS

ADMINISTRATION & GENERAL

Salaries & Longevity	\$ 101,100.00	
Wages	360,400.00	
Employee Benefits	78,446.00	
Office Supplies	1,500.00	
Operating Supplies	5,500.00	
Chemicals	235,000.00	
Collection Fee	100,000.00	
Landel Commission Expense	525.00	
Insurance	5,000.00	
Utilities	277,000.00	
Maintenance of Equipment	120,000.00	
Education and Training	465.00	
Sanitary Landfill Charge	9,000.00	
City Portion New Sanitary Sewers	150,000.00	
Sanitary Pumping Stations	40,000.00	
New Machinery and Equipment	11,200.00	
Bond Principal	561,840.00	
Interest on Debt	504,554.00	
TOTAL		\$ 2,561,530.00

SANITARY SEWERS

Cleaning

Wages	\$ 75,000.00	
Chemicals	1,500.00	
Equipment Rental	60,000.00	
TOTAL		\$ 136,500.00

Repairs

Wages	\$ 25,000.00	
Operating Supplies	5,000.00	
Equipment Rental	5,000.00	
TOTAL		\$ 35,000.00

Inspection

Wages	\$ 18,000.00	
Equipment Rental	4,000.00	
TOTAL		\$ 22,000.00

Complaints

Wages	\$ 8,500.00	
Equipment Rental	2,000.00	
TOTAL		\$ 10,500.00

Installation of Taps & Yeas

Wages	\$ 3,000.00	
Operating Supplies	1,000.00	
Equipment Rental	1,000.00	
TOTAL		\$ 5,000.00
TOTAL SANITARY SEWERS		\$ 209,000.00
GRAND TOTAL		\$ 2,770,530.00

CIVIC CENTER FUND BUDGET
For the Fiscal Year Ending June 30, 1976

ESTIMATED REVENUES

Rentals and Service Revenues		\$ 273,500.00
General Fund Subsidy:		
Debt	\$205,450.00	
Utilities	55,000.00	
Operating Loss	79,050.00	339,500.00
TOTAL		\$ 613,000.00

APPROPRIATIONS**ADMINISTRATION & GENERAL**

Salaries & Longevity	\$ 80,550.00	
Wages	160,000.00	
Overtime	12,000.00	
Employee Benefits	44,300.00	
Office Supplies	500.00	
Telephone	3,000.00	
Mileage	100.00	
Advertising	700.00	
Insurance	500.00	
Bond Retirement—Memo Only	200,000.00	
Interest & Paying Agent—Memo Only	5,450.00	
TOTAL		\$ 507,100.00

BUILDING OPERATION

Wages	\$ 18,000.00	
Utilities	55,000.00	
Building Maintenance	25,000.00	
Major Maintenance	5,000.00	
Grounds Maintenance	300.00	
Equipment	600.00	
TOTAL		\$ 103,900.00

PARKING LOT OPERATIONS

Repairs and Maintenance	\$ 2,000.00	
TOTAL		\$ 2,000.00
GRAND TOTAL		\$ 613,000.00

GARBAGE AND RUBBISH COLLECTION FUND BUDGET
For the Fiscal Year Ending June 30, 1976

ESTIMATED REVENUES

Sale of Services	\$ 462,000.00	
Subsidy From Other Funds	390,000.00	
TOTAL		\$ 852,000.00

APPROPRIATIONS

Salaries & Longevity	\$ 22,300.00	
Hourly—Wages & Longevity	372,000.00	
Fringe Benefits	67,031.00	
Office Supplies	500.00	
Operating Supplies	2,500.00	
Refuse Bags	160,000.00	
Vending Machine & Packaging	15,000.00	
Landfill Fees	50,000.00	
Advertising & Publicity	15,000.00	
Utilities	2,000.00	
Building Maintenance	2,000.00	
Vehicle Equipment Operation	117,000.00	
Storage	1,000.00	
TOTAL		\$ 826,331.00

SERVICE GARAGE FUND BUDGET (Memo Only)**For the Fiscal Year Ending June 30, 1976****ESTIMATED REVENUES FROM EQUIPMENT RENTALS**

Trucks	\$ 275,000.00	
Flushers	15,000.00	
Sweepers	40,000.00	
Tractors	27,000.00	
Graders	23,000.00	
Shovels	4,500.00	
Equipment	78,000.00	
Miscellaneous	10,000.00	
TOTAL		\$ 472,500.00

APPROPRIATIONS**ADMINISTRATION & GENERAL**

Wages—Hourly	\$ 125,000.00	
Fringe Benefits	21,250.00	
Insurance	21,000.00	
Utilities	10,000.00	
New Equipment (Vehicles)	60,000.00	
TOTAL		\$ 237,250.00

OPERATIONS**Building Maintenance**

Building Maintenance Supplies	\$ 7,000.00	
TOTAL		\$ 7,000.00

Truck Operations

Operation Supplies	\$ 25,000.00	
Equipment Maintenance	120,000.00	
TOTAL		\$ 145,000.00

Flusher Operations

Operating Supplies	\$ 1,500.00	
Equipment Maintenance	6,000.00	
TOTAL		\$ 7,500.00

Sweeper Operations

Operating Supplies	\$ 2,000.00	
Equipment Maintenance	35,000.00	
TOTAL		\$ 37,000.00

Tractor Operations

Operating Supplies	\$ 1,500.00	
Equipment Maintenance	5,000.00	
TOTAL		\$ 6,500.00

Grader Operations

Operating Supplies	\$ 2,000.00	
Equipment Maintenance	15,000.00	
TOTAL		\$ 17,000.00

Shovel Operations

Operating Supplies	\$ 300.00	
Equipment Maintenance	3,500.00	
TOTAL		\$ 3,800.00

Equipment Operations

Operating Supplies	\$ 3,000.00	
Equipment Maintenance	25,000.00	
TOTAL		\$ 28,000.00
TOTAL OPERATIONS		\$ 251,800.00
GRAND TOTAL		\$ 489,050.00

ASPHALT PLANT FUND BUDGET (Memo Only)
For the Fiscal Year Ending June 30, 1976

ESTIMATED REVENUES

Asphalt Charge	\$ 278,000.00
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APPROPRIATIONS

Wages	\$ 55,000.00	
Fringe Benefits	9,350.00	
Operating Supplies	15,000.00	
Raw Materials	140,000.00	
Insurance	500.00	
Plant Maintenance	20,000.00	
Equipment Rental	8,500.00	
TOTAL		\$ 248,350.00

PARK TRUST FUND BUDGET

For the Fiscal Year Ending June 30, 1976

ESTIMATED REVENUES

Benjamin F. Davis Trust	\$ 12,775.00	
Riverwalk Project Dividend Income	63.00	
Beck Trust Interest	3,522.00	
Frances Park Interest	2,300.00	
Moore's Park Interest	235.00	
Ranney Park Interest	3,683.00	
Stroud Trust Interest	123.00	
Cooley Estate Interest	308.00	
Ranney Park Rent	3,270.00	
TOTAL		\$ 26,279.00

APPROPRIATIONS

Maint. of Rental Property (Ranney)	\$ 3,500.00	
Ranney Park	10,000.00	
Childrens Zoo Development	4,100.00	
TOTAL		\$ 17,600.00

DISTRICT COURT FUND BUDGET (Memo Only)

For the Fiscal Year Ending June 30, 1976

ESTIMATED REVENUES

65% Filing Fee—Civil	\$ 24,000.00	
65% Filing Fee—Small Claims	5,500.00	
65% Filing Fee—Landlord Tenant	12,000.00	
Civil Jury Fee	1,300.00	
Civil Fees & Receivership Fees	31,000.00	
Small Claims Miscellaneous	2,000.00	
Miscellaneous Landlord Tenant	5,500.00	
Marriage	2,800.00	
Bond Forefeits	7,000.00	
Parking Warrants	70,000.00	
Ordinance	300,000.00	
Penal Law Costs	65,000.00	
Miscellaneous Costs	100.00	
TOTAL		\$ 526,200.00

APPROPRIATIONS

Salaries & Longevity	\$ 393,518.00	
Employee Fringe Benefits	66,898.00	
Office Supplies	28,000.00	
Audit Fee	3,000.00	
Contractual Services	24,000.00	
Witness & Jury Fees	70,000.00	
Office Equipment	7,000.00	
TOTAL		\$ 592,416.00

WORKMENS COMPENSATION FUND BUDGET**For the Fiscal Year Ending June 30, 1976****ESTIMATED REVENUES**

General Fund	\$ 160,000.00
Civic Center	7,000.00
Cemetery	5,000.00
Sewage Disposal	20,000.00
Asphalt Plant	2,000.00
Public Service Garage	6,000.00
TOTAL	\$ 200,000.00

APPROPRIATIONS

Salaries & Longevity	\$ 19,649.00
Employee Benefits	3,890.00
Office Supplies	200.00
Medical Services	50,000.00
Employment Physicals	4,000.00
Operating Services	2,500.00
Compensation Payrolls	90,000.00
Workmen's Compensation Claims	25,000.00
TOTAL	\$ 195,239.00

DEBT RETIREMENT FUND BUDGET

For the Fiscal Year Ending June 30, 1976

ESTIMATED REVENUES

Tax Levy of \$1.60 per thousand on	
Assessed Valuation of \$778,040,300	\$1,244,864.00
Transfer from Sewage Disposal System	1,021,882.00
TOTAL	\$ 2,266,746.00

APPROPRIATIONS

GENERAL FUND

Bond Principal

Grade Separation	\$ 90,000.00
Police Building	25,000.00
Fire Stations	25,000.00
Storm Sewer Drains	100,000.00
Fire Stations	5,000.00
Street Improvements	150,000.00
Street Improvements	250,000.00
Storm Sewer Drains	150,000.00
TOTAL	\$ 795,000.00

Interest

Grade Separation	\$ 2,362.00
Police Building	656.00
Fire Stations	656.00
Storm Sewer Drains	73,813.00
Fire Stations	2,413.00
Street Improvements	17,700.00
Street Improvements	140,000.00
Storm Sewer Drains	140,000.00
TOTAL	\$ 377,600.00

Paying Agent Fees

Grade Separation	\$ 90.00
Police Building	23.00
Fire Stations	25.00
Storm Sewer Drains	182.00
Fire Stations	7.00
Street Improvements	90.00
Street Improvements	291.00
Storm Sewer Drains	242.00
TOTAL	\$ 950.00
TOTAL GENERAL FUND	\$ 1,173,550.00

SEWAGE DISPOSAL SYSTEM

Bond Principal

Sewage & Garbage Disposal	\$ 100,000.00
Sanitary Sewer	25,000.00
Sewage Disposal Plant	100,000.00
Sewage Disposal System	300,000.00
TOTAL	\$ 525,000.00

Interest

Sewage & Garbage Disposal	\$ 77,875.00	
Sanitary Sewer	24,700.00	
Sewage Disposal Plant	36,125.00	
Sewage Disposal System	357,275.00	
TOTAL		\$ 495,975.00

Paying Agent Fees

Sewage & Garbage Disposal	\$ 264.00	
Sanitary Sewer	46.00	
Sewage Disposal Plant	66.00	
Sewage Disposal System	530.00	
TOTAL		\$ 906.00
TOTAL SEWAGE DISPOSAL SYSTEM		\$ 1,021,881.00

CIVIC CENTER

Bond Principal	\$ 200,000.00	
Interest	5,250.00	
Paying Agent Fee	200.00	
TOTAL CIVIC CENTER		\$ 205,450.00
GRAND TOTAL		\$ 2,400,881.00

MUNICIPAL PARKING SYSTEM FUND BUDGET**For the Fiscal Year Ending June 30, 1976****ESTIMATED REVENUES**

Street Meters	\$ 255,000.00	
Malls	162,000.00	
Metered & Permit Lots	75,000.00	
Ramp #1—South Grand	105,000.00	
Ramp #2—South Capitol	195,000.00	
Ramp #3—North Grand	189,000.00	
Ramp #4—North Capitol	189,500.00	
Interest	40,000.00	
Parking Fines	420,000.00	
Miscellaneous	2,000.00	
TOTAL		\$ 1,632,500.00

ESTIMATED EXPENDITURES

Administrative & General	\$ 918,648.00	
Snow Removal	12,870.00	
Meter Maintenance	50,904.00	
Meter Collection	33,184.00	
Meter Checkers	69,479.00	
Off-Street Lots & Ramp Operations	490,000.00	
Parking Violations Bureau	64,174.00	
TOTAL		\$ 1,639,259.00

APPROPRIATIONS

ADMINISTRATIVE & GENERAL

Salaries	\$ 42,978.00	
Wages—General Maintenance	16,500.00	
Employee Benefits	12,610.00	
Office Expense	2,000.00	
Administrative Charge	12,000.00	
Telephone	50.00	
Vehicle Operation	4,000.00	
Insurance	2,400.00	
Compensation Insurance	4,000.00	
Building Authority—Lease Payment	540,000.00	
Equipment	9,110.00	
Bond Principal	100,000.00	
Interest & Paying Agent Fees	170,000.00	
Consultant Fees	3,000.00	
TOTAL		\$ 918,648.00

PARKING—METER COLLECTIONS

Salaries & Longevity	\$ 26,687.00	
Wages	800.00	
Employee Benefits	5,487.00	
Vehicle Operation	200.00	
TOTAL		\$ 33,184.00

PARKING—METER MAINTENANCE

Salaries & Longevity	\$ 32,254.00	
Employee Benefits	6,450.00	
Supplies	100.00	
Vehicle Operation	600.00	
Maintenance Curb Meters	3,500.00	
New Equipment	8,000.00	
TOTAL		\$ 50,904.00

PARKING—METER CHECKERS

Salaries & Longevity	\$ 53,566.00	
Employee Benefits	10,713.00	
Office Supplies	100.00	
Uniform Expense	600.00	
Vehicle Operation	3,000.00	
Compensation Insurance	1,500.00	
TOTAL		\$ 69,479.00

PARKING—VIOLATIONS BUREAU

Salaries & Longevity	\$ 34,300.00	
Employee Fringe Benefits	6,174.00	
Office Expense	10,000.00	
Postage	13,700.00	
TOTAL		\$ 64,174.00

PARKING—SNOW REMOVAL

Salaries & Longevity	\$ 5,850.00	
Employee Fringe Benefits	1,170.00	
Supplies	750.00	
Contract Snow Removal	4,800.00	
Maintenance—Equipment	300.00	
TOTAL		\$ 12,870.00

OPERATING EXPENSES

Lot No. 2—315 N. Capitol Avenue

Supplies	\$	220.00	
Utilities		380.00	
Maintenance		480.00	
TOTAL			\$ 980.00

Lot No. 4—200 Blk. S. Grand Avenue

Utilities	\$	220.00	
Maintenance		320.00	
TOTAL			\$ 540.00

Lot No. 5—River Street

Supplies	\$	160.00	
Utilities		195.00	
Maintenance		430.00	
TOTAL			\$ 785.00

Lot No. 6—Kalamazoo and River Street

Supplies	\$	160.00	
Utilities		380.00	
Maintenance		320.00	
TOTAL			\$ 810.00

Lot No. 7—1100 Blk. S. Washington

Supplies	\$	200.00	
Maintenance		480.00	
TOTAL			\$ 680.00

Lot No. 8—Rear North Side 2000 Blk. E. Michigan

Supplies	\$	160.00	
Maintenance		800.00	
TOTAL			\$ 960.00

Lot No. 9—Rear North Side 900 Blk. W. Saginaw

Supplies	\$	135.00	
Utilities		165.00	
Maintenance		480.00	
TOTAL			\$ 780.00

Lot No. 14—Northeast Corner Saginaw & Westmoreland

Supplies	\$	75.00	
Maintenance		250.00	
TOTAL			\$ 325.00

Lot No. 15—518-520 East Michigan Avenue

Supplies	\$	55.00	
Utilities		275.00	
Maintenance		280.00	
Rent		4,500.00	
TOTAL			\$ 5,110.00

Lot No. 17—1100 Blk. North Washington

Supplies	\$	60.00	
Maintenance		225.00	
TOTAL			\$ 285.00

Lot No. 18—Northeast Corner Grand & Washtenaw

Supplies	\$	50.00	
Utilities		138.00	
Maintenance		600.00	
TOTAL			\$ 788.00

Lot No. 19—300 Blk. Greenlawn

Supplies	\$	107.00	
Utilities		275.00	
Maintenance		300.00	
Taxes		1,100.00	
TOTAL			\$ 1,782.00

Lot No. 23—Bank Street

Supplies	\$	150.00	
TOTAL			\$ 150.00

Lot No. 24—Rear South Side 2000 Blk. East Michigan

Supplies	\$	275.00	
Maintenance		950.00	
TOTAL			\$ 1,225.00

Lots No. 25, 26, 27—Mall, 100-300 Blk. South Washington

Salaries & Longevity	\$	59,732.00	
Employee Benefits		11,946.00	
Supplies		3,000.00	
Uniforms		1,200.00	
Maintenance		4,000.00	
Equipment		8,400.00	
TOTAL			\$ 88,278.00

Lot No. 33—200 Blk. East Ottawa Street

Supplies	\$	55.00	
Maintenance		160.00	
TOTAL			\$ 215.00

Lot No. 36—Northeast Corner Grand & Shiawassee

Supplies	\$	320.00	
Utilities		220.00	
Maintenance		535.00	
Rent		2,450.00	
TOTAL			\$ 3,525.00

Lot No. 37—400 East Michigan Avenue

Maintenance	\$	200.00	
Rent		2,940.00	
TOTAL			\$ 3,140.00

Lot No. 38—Northwest Corner Washington & Ottawa

Utilities	\$	275.00	
Maintenance		375.00	
Rent		5,800.00	
TOTAL	\$		6,450.00

Ramp No. 1—South Grand Avenue

Salaries & Longevity	\$	32,675.00	
Employee Benefits		6,535.00	
Supplies		2,060.00	
Uniforms		500.00	
Insurance		1,200.00	
Utilities		14,300.00	
Maintenance		3,260.00	
Elevator Maintenance Contract		5,200.00	
TOTAL	\$		65,730.00

Ramp No. 2—South Capitol Avenue

Salaries & Longevity	\$	72,753.00	
Employee Benefits		14,550.00	
Supplies		3,500.00	
Uniforms		1,100.00	
Insurance		1,000.00	
Utilities		19,250.00	
Maintenance		4,000.00	
Elevator Maintenance Contract		5,600.00	
Equipment		630.00	
TOTAL	\$		122,383.00

Ramp No. 3—North Grand Avenue

Salaries & Longevity	\$	30,296.00	
Employee Benefits		6,059.00	
Supplies		3,000.00	
Uniforms		600.00	
Custodial Contract Services		4,900.00	
Utilities		29,700.00	
Maintenance		3,745.00	
Elevator Maintenance Contract		5,300.00	
Equipment		450.00	
TOTAL	\$		84,050.00

Ramp No. 4—North Capitol Avenue

Salaries & Longevity	\$	31,019.00	
Employee Benefits		6,203.00	
Supplies		2,140.00	
Uniforms		600.00	
Custodial Contract Services		2,500.00	
Utilities		32,450.00	
Maintenance		3,745.00	
Elevator Maintenance Contract		4,800.00	
Taxes		15,000.00	
Contract Painting		2,572.00	
TOTAL	\$		101,029.00
TOTAL OPERATING EXPENDITURES	\$		490,000.00
GRAND TOTAL	\$		1,639,259.00

STATE OWNED LEASED HOUSING FUND BUDGET (Memo Only)

For the Fiscal Year Ending June 30, 1976

ESTIMATED REVENUES

Rental Revenues	\$ 80,000.00
Miscellaneous Revenues	100.00
Security Deposits Forfeited	900.00
TOTAL	\$ 81,000.00

APPROPRIATIONS

Salaries	\$ 25,000.00
Wages	20,000.00
Employee Benefits	7,650.00
Office Expense	500.00
Maintenance Supplies	4,000.00
Contract Maintenance	5,500.00
Legal Fees	1,000.00
Rubbish Removal	1,500.00
Telephone	200.00
Insurance	650.00
Utilities	25,000.00
Equipment Rental	5,500.00
TOTAL	\$ 96,500.00

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$5,217,228.81.

Signed:

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

By Councilmen Belen-Ferguson-McKane—

Resolved by the City Council of the City of Lansing:

That the rule prescribed in Sec. 5.5 (g) of the Charter relative to considering business not on the agenda, be waived.

Adopted by the following vote:

Unanimously.

By Councilman Ferguson—

That the following letter from the Mayor relative "Family and Child Services" be taken from the table.

Adopted by the following vote:

Unanimously.

May 7, 1975

Miss Theo Fulton

Lansing City Clerk

9th Floor, City Hall

Lansing, Michigan

Dear Miss Fulton:

Attached is a copy of my Veto Message as it relates to the approval of a Resolution by the City Council on Monday, May 5, 1975, which directs the Lansing City Demonstration Agency (Model Cities) to reserve \$50,000 of the Human Resources Community Development funds for a program with the Family and Child Services. It is submitted to you in accordance with Section 6.8 of Chapter 6 of the City Charter.

Sincerely,

GERALD W. GRAVES,
Mayor.

May 7, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

On Monday, May 5, 1975, you approved a Resolution directing the Lansing City Demonstration Agency (Model Cities) to reserve the use of \$50,000.00 of the Human Resources' Community Development funds for a program with the Family and Child Services. You did this even though you were advised that HUD has rejected your proposed contract amendment to increase the Model Cities Grant Letter of Credit by \$1,095,000, and further, that such funds will not be available until after July 1, 1975.

It is quite obvious from the actions you are taking that you have overcommitted, thus far, expenditures in excess of \$365,000. Too, you are making commitments of Community Development funds on a piecemeal basis which in the final analysis may provide the City of Lansing with problems in that some of the commitments may or may not be of a top priority matter.

Therefore, I invoke Section 6.8 of Chapter 6 of the City Charter, that grants veto power to the Mayor over matters adopted by the City Council. In accordance with this provision, and for the reasons heretofore mentioned, I place my veto over the contract in question.

Sincerely,
GERALD W. GRAVES,
Mayor.

By Councilman Ferguson—

That we override the Mayor's veto.

Carried.

ORDINANCES

By Councilman Belen—

The Committee reported that it had considered an ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising Section 27-35 of said Code, and recommended that the ordinance be passed as amended.

ORDINANCE NO. 390 (Amounts—billings.)

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising

Section 27-35 of Code be placed on order of immediate passage.

Carried.

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising Section 27-35 of said Code be now passed as amended.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 390

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, BE AMENDED BY REVISING SECTION 27-35 OF SAID CODE.

The City of Lansing Ordains:

Section 1. That Section 27-35 of the Code of Ordinances of the City of Lansing, Michigan, be amended so that such section shall read as follows:

Sec. 27-35. Amounts, billings.

The rates and charges for services furnished by such system shall be levied upon each lot or parcel of land, building or premises, having any sewer connection with such system, on the basis of the quantity of water used thereon or therein as the same is measured by meters therein used, or in the absence thereof, by such equitable method as shall be determined by the director of public service with the approval of the city council, and shall be collected at the same time, and in the same manner as provided for the payment of charges for water used, except in cases where the character of the sewage from a manufacturing or industrial plant, building or premises is such that unreasonable additional burden is placed upon the system, greater than that imposed by the average sewage delivered to the system plant, the additional cost of treatment created thereby shall be an additional charge over the regular rates hereinafter set forth; or the city may, if it deems it advisable, compel such manufacturing or industrial plant, building or premises, to treat such sewage in such manner as shall be specified by the city before discharging such sewage into the sewage disposal system. Rates for all users obtaining all or part of their water supply from sources other than the city's water system shall be determined by gauging or metering the actual sewage entering the system or by metering the water used by them, in a manner acceptable to the city council.

The city council may classify the users of the system according to the quantity of water used and charge such rates to users in each class as it may deem reasonable.

The rate to be billed for use of the system effective as of June 19, 1975, shall be seventy-seven per cent (77%) of the water bill if paid on or before the due date shown on the bill. A delayed payment charge of ten per cent (10%) shall be added to the sewerage bill if it is not paid on or before the due date.

Upon all bills to resident users due during the months of October, November and December the sewerage charge shall be subject to a discount of twenty per cent (20%).

The board of water and light is hereby designated as the billing and collecting agent for the city for the purpose of this chapter and is to be reimbursed from the funds collected for the expense of such billing and collecting.

The charges shall constitute a lien on the property served by any connection with the system and if not paid within ninety (90) days may be collected in the same manner as general city taxes.

Any user or users of sewer or sewer services located outside of the corporate limits of the city who have connection with the sewage disposal system of the city shall pay for such service such additional rate to that charged to users within the corporate limits as the city council may from time to time determine by contract or otherwise.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance shall become effective on the 19th day of June, 1975.

May 7, 1975

Miss Theo Fulton
Lansing City Clerk
9th Floor, City Hall
Lansing, Michigan

Dear Miss Fulton:

Attached is a copy of my Veto Message as it relates to the approval of a contract between the City of Lansing, through the City Demonstration Agency (Model Cities) and the Greater Lansing Legal Aid Bureau, for \$30,000 for so-called "expanded services." It is submitted to you in accordance with Section 6.8 of Chapter 6 of the City Charter.

Sincerely,

GERALD W. GRAVES,
Mayor.

May 7, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall
Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

On Monday, May 5, 1975, you approved a contract between the City of Lansing

through the City Demonstration Agency (Model Cities) and the Greater Lansing Legal Aid Bureau, with a provision for \$30,000 for so-called "expanded services." This is another commitment of monies that Model Cities does not have, and of which you were advised by the Finance Director on May 3.

On the aforementioned date, the Finance Director advised that HUD, and I quote, "... has recently rejected a proposed contract amendment to increase the Model Cities Letter of Credit by \$1,095,000, and have advised us that this amount of funds should be submitted as an amendment to the Community Development Grant Application." As you are aware, such funds will not be forthcoming until sometime after July 1, of this year.

It is quite obvious from the actions you are taking that you have overcommitted, thus far, expenditures in excess of \$365,000. Too, you are making commitments of Community Development funds on a piecemeal basis, which in the final analysis may provide the City of Lansing with problems, in that some of the commitments may or may not be of a top priority matter.

Therefore, I invoke Section 6.8 of Chapter 6 of the City Charter, that grants veto power to the Mayor over matters adopted by the City Council. In accordance with this provision, and for the reasons heretofore mentioned, I place my veto over the contract in question.

Sincerely,

GERALD W. GRAVES,
Mayor.

By Councilman McKane—

That the Mayor's veto be overridden.

Lost by the following vote:

Yeas: Councilmen Blair, Ferguson, Gunther, May, McKane—5.

Nays: Councilmen Anas, Belen, Brenke—3.

John McCaully of 123 N. Clemens spoke on city wide trash pickup and asked questions.

Mrs. Tynan of 1509 Jerome St. spoke on special use permit SUP 3-75, 1507 Jerome Street.

Council adjourned at 8:20 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

May 19, 1975

F/B

CITY CLERK'S OFFICE

Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE

U. S. POSTAGE

PAID

Permit No. 1461
Lansing, Michigan

437

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, May 27, 1975

CITY COUNCIL ROOMS

Lansing, Michigan
May 27, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Blair, Brenke, Ferguson, Gunther, May, McKane—6.

Absent: Councilmen Anas, Belen—2.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Jack Gunther.

Pledge of Allegiance was given by Kevin Lavey of Lansing Catholic Central School.

The record of the previous sessions was approved as printed.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

BUILDING MOVER — Carl D. Davis.

BUILDING WRECKER — Beaver Lumber & Wrecking Co.

SIGN ERECTOR — Grand Traverse Neon Sign Co. dba Neon Arts.

DRAINLAYER—David Mollitor dba Dave's Excavating.

ELECTRICAL CONTRACTOR — Daily Heating & Air Conditioning, Seymour Powell dba Door Operating Equipment Co., James M. Black, Jay A. Lower, Magnum Contracting Corp., Ray Johnson, LeRoy's Electric, Jose Pena, Reynolds Brokob, William R. Mulholland dba Mulholland Electric, Robert Reddin, Carl E. Ash, Gerald S. Phillips, Bernard D. Parisian, Meridian Electric.

HEATING & AIR CONDITIONING — Belaire Heating & Air Conditioning, Fay Lett & Son Heating & Cooling, William E. Lycos, Stanley Carter Company, Superior Heating Company, James R. Davies dba J.D.'s Heating & Air Conditioning, William D. Maynard.

AMUSEMENT LICENSE — Silver Screen, Inc.

PUBLIC DRIVER — Paul A. Wokas.

WRECKERS — Saginaw and I-96 Mobil, Adeock's Campus Standard, Kessler's Gulf Service, Bud Kouts Chevrolet Co., Gary's Power Pack, Mitchell's Shell Service, Bill Hill's Standard Service, Northside Service, Mac's All Car Service, Inc., Dave's Standard Service, Bill's Heavy Duty Wrecker, Roger & Charles Lippincott Service.

Referred to Committee on Ordinance and Contracts.

Fred White Engineering Co. submits preliminary plat of Summerhill No. 1 Subd.

Referred to Planning Board and Public Service Board.

Michigan Municipal League submits registration forms and a flyer announcing a series of Municipal Forums on new legislation which affect public employers and employees.

Referred to Mayor's Office, City Councilmen and Department Heads.

Summons filed in Circuit Court by Eric Lampman vs Jeffrey Fielder, Thomas Fielder, Russell E. Scott and City of Lansing for injuries sustained due to auto accident.

Referred to City Attorney.

Claim filed by Mrs. Clyde F. Sairls for damage to car.

Referred to City Attorney and Public Service Department.

Petition filed for rezoning:

Z-20-75 — Lot No. 3, except W. 17 ft., East St. Subdivision, City of Lansing, Ingham County, Michigan from "A" One Family Residence District to "F" Commercial District — (3120 North East St.)

Z-21-75 — Lot 37 and Easterly 26.4 ft. of Lot 38, Delta Grand Subdivision No. 1, City of Lansing, Ingham County, Michigan, from "A" One Family Residence District to "D-1" Professional Office District.

Referred to Planning Board.

Capital City Civitan Club request permission to solicit for donation on June 13, 1975 by selling lapel pins in form of a U.S. Flag.

Referred to Committee on City Affairs.

Michigan Capital Girl Scout Council, Inc., request permission to block off street on July 6 to 10, 1975 during block camp program.

Referred to Committee on City Affairs.

Request from The Lansing Jaycees Auxiliary to run a downtown Craft Show from August 21 thru 23, 1975.

Referred to Committee on City Affairs.

Request for special 24-hour liquor permit for Associated Grocers of Michigan — June 17, 1975 — National Guard Armory.

Referred to Committee on City Affairs.

Petitions filed relative Red-Cedar bicycle route.

Referred to Committee on Planning.

Letter from Einar Bohlin, Court Administrator of Supreme Court directed to all Michigan Judges, Court Administrators, and Chairmen of Boards of Commissioners and District Control Units in regard to recording equipment.

Referred to Committee on Buildings and Properties.

Petitions filed by residents in 1200 block Lathrop St. in regard to house owned by Mr. Charles Patterson of 1219 Lathrop St.

Referred to City Attorney, Police Department, Fire Department, Human Relations Department and Building Commissioner.

REPORT OF COMMITTEE

The Committee on ORDINANCE AND CONTRACTS approves the following applications and bonds for licenses:

BUILDING MOVER — Carl D. Davis.

BUILDING WRECKER — Beaver Lumber & Wrecking Co.

SIGN ERECTOR — Grand Traverse Neon Sign Co. dba Neon Arts.

DRAINLAYER—David Mollitor dba Dave's Excavating.

ELECTRICAL CONTRACTOR — Daily Heating & Air Conditioning, Seymour Powell dba Door Operating Equipment Co., James M. Black, Jay A. Lower, Magnum Contracting Corp., Ray Johnson, LeRoy's Electric, Jose Pena, Reynolds Brokob, William R. Mulholland dba Mulholland Electric, Robert Reddin, Carl E. Ash, Gerald S. Phillips, Bernard D. Parisian, Meridian Electric.

HEATING & AIR CONDITIONING — Belaire Heating & Air Conditioning, Fay Lett & Son Heating & Cooling, William E. Lycos, Stanley Carter Company, Superior Heating Company, James R. Davies dba J.D.'s Heating & Air Conditioning, William D. Maynard.

AMUSEMENT — Silver Screen, Inc.

PUBLIC DRIVER — Paul A. Wokas.

WRECKERS — Saginaw and I-96 Mobil, Adcock's Campus Standard, Kessler's Gulf Service, Bud Kouts Chevrolet Co., Gary's Power Pack, Mitchell's Shell Service, Bill Hill's Standard Service, Northside Service, Mac's All Car Service, Inc., Dave's Standard Service, Bill's Heavy Duty Wrecker, Roger & Charles Lippincott Service.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman May—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on **PUBLIC SAFETY**, to whom was referred the recommendation of the Traffic Board that parking restrictions —No Stopping, Standing or Parking, 3-6 P.M.—on the south side of W. Allegan Street, Walnut to Townsend, be removed, reports as follows:

The Committee concurs in the recommendation of the Traffic Board.

Signed:

TERRY J. McKANE,
ROGER T. MAY,
JOEL I. FERGUSON,
WILLIAM A. BRENKE,
Committee on Public Safety.

By Councilman McKane—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on **CITY AFFAIRS**, to whom was referred the request of the Associated Grocers of Michigan for permission to serve alcoholic beverages on June 17, 1975, at the National Guard Armory, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on **CITY AFFAIRS**, to whom was referred the request of Lansing Jaycee Auxiliary for permission to hold a Downtown Craft Show on the sidewalks of Washington Avenue between Kalamazoo and Allegan Streets from August 21 through August 23, 1975, between the hours of 10 a.m. and 5 p.m., reports as follows:

Since this request has received the approval of the Downtown Business Association, the Committee recommends permission be granted.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

May 21, 1975

Honorable Mayor and Members
of the Lansing City Council

Re: Claim of Mrs. Elizabeth A. Bright for damage done to car when left front wheel went into uncovered manhole.

Gentlemen:

Your City Attorney, to whom was referred the above claim, has made an investigation thereof and, on that basis, recommends that the claim be denied. There appears to be a lack of evidence of negligence on the part of the City.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Gunther—

That we concur in the recommendation of the City Attorney and said claim be denied.

Adopted by the following vote:

Yeas: Councilmen Blair, Brenke, Gunther, May, McKane—5.

Nays: Councilman Ferguson—1.

May 21, 1975

Honorable Mayor and Members

of the Lansing City Council

Lansing, Michigan

Re: Lloyd Ketchum, d/b/a Ketchum Excavating v City of Lansing et al

Gentlemen:

Please be advised that on May 20, 1975, the Honorable Ray C. Hotchkiss entered judgment in the above captioned matter on behalf of the City of Lansing. The City was being sued in this matter for alleged damages totaling \$23,863.00.

Respectfully submitted,

PETER HOUK,
City Attorney.

Received and placed on file.

May 22, 1975

Honorable Mayor and Members

of the Lansing City Council

Re: American Amusement Co., Inc., v Gerald W. Graves et al

Gentlemen:

By Order dated May 20, 1975, the Honorable Wendell A. Miles, District Judge for the Western District of Michigan, United States District Court ruled that the Police Department could continue the enforcement of the indecent exposure statute as it relates to nude dancing at area theatres but that the Police could not engage in certain tactics which had been described by the plaintiffs as harassment.

Specifically, Judge Miles restrained the Police Department from the attempted identification of patrons of the Cinema X either by surveillance or by interrogation, except in the furtherance of legitimate criminal investigations or arrests.

Respectfully submitted,

PETER HOUK,
City Attorney.

Received and placed on file.

To the Honorable Mayor

and Members of the Council

Gentlemen:

I am hereby submitting special assessment Roll No. 246 corrected to actual cost, for the purpose of constructing a storm sewer fronting on Richmond Street from Jolly Road to Reo Road.

To Be Assessed	\$12,852.27
City Share	511.04
Total	\$13,363.31

Respectfully submitted,

PAUL S. CREEVY,
City Assessor.

Received and placed on file.

May 19, 1975

Honorable Mayor and

Members of the City Council

Lansing, Michigan

Gentlemen:

A written request was submitted to the Building Department by a Mrs. Margaret T. Sabrosky, of 1301 Lenore, Lansing, Michigan, to demolish the two (2) story residential structure located at 708 North Cedar, described as: 3301-09-480-101-0 — N 45 ft. of W 4 R, Lot 15, Block 17, Original Plat, who is legal owner of this property.

Mrs. Sabrosky is also requesting that all cost for demolition be applied to the property tax roll. Therefore, I am submitting this request for your authorization to demolish this structure, and the Purchasing Agent to obtain quotes for same.

Sincerely,

JAMES W. KZESKI,
Building Commissioner,
City of Lansing.

Referred to Committee on Buildings and Properties.

May 22, 1975

Mayor Gerald Graves and

The Lansing City Council

City Hall

Lansing, Michigan

Dear Mr. Mayor and Members

of the City Council:

The Lansing Housing Commission requests that three leases be approved by

resolution in compliance with State Law and the City Charter.

The units to be leased are:

524 Rulison, BILD Corporation

1301 Theodore and 1348 N. Jenison,
Lancan Corporation.

The units will be leased in the Section 23 program wherein subsidies are provided by the Department of Housing and Urban Development. Your consideration by passage of the enclosed resolution will be greatly appreciated.

Most cordially yours,

MARCEL B. ELLIOTT,
Executive Director.

Referred to Committee of the Whole.

May 22, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is Change Order No. 1, submitted by Lennie Barker Construction Co. on the Weigman Sanitary Relief Sewer, P.S. 67033, increasing the amount of the contract by \$2,500.00, due to as-built conditions.

I would recommend approval of this Change Order.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the Change Order No. 1, submitted by Lennie Barker Construction Co., on the Weigman Sanitary Relief Sewer, PS 67033, increasing the amount of the contract by \$2,500.00 due to as-built conditions, reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JAMES D. BLAIR,
JACK D. GUNTHER,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

May 22, 1975

Honorable Mayor and City Clerk

City Hall

Lansing, Michigan

Gentlemen:

Attached is Change Order No. 3, submitted by Lennie Barker Construction Co. on the Haze Street & Other Storm & Sanitary Sewers, PS 34011, increasing the amount of the contract by \$4.60, due to field conditions.

I would recommend approval of this Change Order.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the Change Order No. 3, submitted by Lennie Barker Construction Co. on the Haze Street & Other Storm & Sanitary Sewers, PS 34011, increasing the amount of the contract by \$4.60 due to field conditions, reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JAMES D. BLAIR,
JACK D. GUNTHER,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

May 22, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is Change Order No. 5 (Final), submitted by Barnhart & Son on the Mel-

vin, Kaplan & Other Storm & Sanitary Sewers & Pumping Stations, PS 15046, decreasing the amount of the contract by \$22,077.55, due to field conditions.

I would recommend approval of this Change Order.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the Change Order No. 5 (Final), submitted by Barnhart & Son on the Melvin, Kaplan & Other Storm & Sanitary Sewers & Pumping Stations, PS 15046, decreasing the amount of the contract by \$22,077.55, due to field conditions, reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JAMES D. BLAIR,
JACK D. GUNTHER,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

May 22, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is a Letter of Intent submitted by Moore Nonprofit Housing Corporation, to construct curb and gutter, grade and gravel and sidewalk in the 1300-1400 block of W. Edgewood Blvd., in Moore-Hall Subdivision.

I recommend the approval of this Letter of Intent.

Very truly yours,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the Letter of Intent submitted by Moore Nonprofit Housing Corporation, to construct curb and gutter, grade and gravel and Sidewalk in the 1300-1400 block of W. Edgewood Blvd. in Moore-Hall Subdivision, reports as follows:

That the Letter of Intent be approved subject to the receipt of the required bonds and insurance certificates and that all work to be as directed by the Department of Public Service. No City funds are involved as 100% of this cost will be paid by the applicant.

Signed:

WILLIAM A. BRENKE,
JAMES D. BLAIR,
JACK D. GUNTHER,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

May 21, 1975

Councilman Joel Ferguson

Chairman

City Affairs Committee

Lansing City Council

Dear Councilman Ferguson:

Attached is an application for a parade permit scheduled for 11:00 A.M. on July 4th, apparently sponsored by your Committee.

This has been approved by all necessary department heads. Our Traffic Bureau estimates this parade will cost the City a total of \$298.64, representing manpower and motorcycles for four hours.

Respectfully yours,

THOMAS W. O'TOOLE,
Chief of Police.

Referred to Committee on City Affairs.

May 21, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: B-75-346 Exterior Painting at
Dodge Mansion

Gentlemen:

At the request of the Chairman of the Parks and Recreation Committee, we are rejecting all bids submitted for exterior painting at the Dodge Mansion as there is a possibility that Federal funds may be available for the restoration of the Mansion. When this occurs we will solicit new bids.

Respectfully submitted,

VAUGHAN L. McKINCH,
Purchasing Director,

THEODORE J. HASKELL,
Parks & Recreation Director.

Referred to Committee on Parks and Recreation.

REPORT OF COMMITTEE

The Committee on PARKS AND RECREATION, to whom was referred the recommendation of the Purchasing Director and the Director of Parks and Recreation that all bids submitted for Exterior Painting of Dodge Mansion, be rejected, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Director of Parks and Recreation.

Signed:

JAMES D. BLAIR,
JOEL I. FERGUSON,
TERRY J. McKANE,
Committee on Parks and Recreation.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

May 23, 1975

Honorable Mayor Graves and

Members of City Council

Gentlemen:

Attached is a communication addressed to Mr. McKane, Chairman of Public Service Committee regarding a listing of Pedestrian Overpass Priorities from the Pedestrian Overpass Committee.

Respectfully submitted,

LANSING TRAFFIC
DEPARTMENT,
Raymond O. Severy,
Traffic Engineer.

Referred to Committee on Public Safety.

REPORT OF COMMITTEE

The Committee on PUBLIC SAFETY, to whom was referred the recommendation of the Pedestrian Overpass Committee that immediate consideration be given to the construction of pedestrian overpasses (1) Crossing Oakland at Durant and (2) Crossing Saginaw at Durant, reports as follows:

The Committee concurs with the recommendation of the Pedestrian Overpass Committee and recommends further that the Public Service Department be directed to proceed with plans and specifications, bids, etc., toward their construction.

Signed:

TERRY J. McKANE,
ROGER T. MAY,
JOEL I. FERGUSON,
WILLIAM A. BRENKE,
Committee on Public Safety.

By Councilman McKane—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

May 22, 1975

SUP-5-75

Riverfront Property

Honorable Mayor and

Members of City Council

Gentlemen:

At their meeting of May 20, 1975, the Planning Board reviewed and approved the request by the Redevelopment Department for a Special Use Permit to alter the Flood Plain of the Grand River in the Urban Renewal Project No. 2 designated parkland. This approval is subject to the conditions of the Department of Natural Resources of the State of Michigan.

The development of this project has had the continuous input and support of the Planning Department through the Joint Committee for Riverfront Development. That Committee has done a superb job in coordinating the development of that project, both at city level and at the state level.

The Board feels that this park development will have a positive impact on Lansing's Central Business District, the City Market, Lansing Community College, the City's waterfront and the adjacent land uses within the Urban Renewal area. Therefore, the Board looks forward to the development of this park.

This recommendation was made unanimously by the Board.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning and
Committee on Parks and Recreation.

May 22, 1975

Z-13-75

4411 South Logan Street

Honorable Mayor and

Members of City Council

Gentlemen:

The Planning Board, at their meeting of May 20, 1975, recommended that the petition by D.J. and Dorothy Dunn to rezone property at 4411 South Logan Street from "A-1" Family Residential District to "F" Commercial District be denied as filed. The Planning Board further recommends that the property be rezoned from "A-1" Family Residential District to "D-1" Professional Office District, subject to development of the site meeting the parking and setback requirements, and that appropriate screening be provided along the east and south property lines.

Screening is to be submitted to, and reviewed and approved by, the Planning Department prior to installation; and that installation is to occur within thirty (30) days following building occupancy, weather permitting.

The Board believes that this change of zoning and the uses allowed in this zoning district will be compatible with existing development and will allow development in accord with the changing conditions that have occurred along this area of South Logan Street.

The Board further recommends that the screening and fencing requirements on the applicant's property immediately to the north be brought up to standards and maintained in good condition.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

May 23, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall

Lansing, Michigan 48933

Dear Mayor Pro-Tem and

Council Members:

In compliance with the City Charter provisions (Section 7.6c), I am herewith submitting my recommendations for filling upcoming vacancies on City Boards. As you are aware, other appointments will follow in a limited number and according to the Ordinance approved by you during the past.

Of the 48 nominations for appointment attached herewith, 36 are reappointments. The aforementioned, together with the 32 reappointments out of 42 board positions made one year ago, and 34 reappointments out of 40 the year before that, represent the highest carry-overs of board members in years. Attached are backgrounds and qualifications for your information. I feel all will serve conscientiously and in the best interest of the City.

Please note that I have made two reappointments to the Urban Redevelopment Board, because as of this date you have made no provisions to repeal that board even though you have created an additional one to deal with Community Development. With the repeal of the present board, I will make regular appointments to the new board and to that one dealing with Human Resources.

I am taking this opportunity to publicly express my appreciation to those persons who expressed their willingness to be reappointed, and for their contributions to the betterment of the City. Unlike those who serve in Model Cities and receive stipends, general City board members receive no pay, but serve for the purpose of contributing to society. Certainly, they are to be commended. Too, they have gained experience and they are knowledgeable in the functioning of their respective boards.

Considering the make-up of the City of Lansing, in which boards play an important part of local government, this expression is of utmost importance. I am most appreciative of these individuals, and to the others you have accepted reappointments in the past.

Trusting these nominations for appointment meet your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

By Councilman Blair (McKane)—

That the appointments be concurred with except a separate vote be taken on the Planning Board and Public Service Board.

Lost by the following vote:

Yeas: Councilmen Blair, Brenke, Gunther, McKane—4.

Nays: Councilmen Ferguson, May—2.

By Councilman Ferguson (Brenke)—

That the appointments be tabled.

Lost by the following vote:

Yeas: Councilmen Ferguson, May, McKane—3.

Nays: Councilmen Blair, Brenke, Gunther—3.

Referred to Committee of the Whole.

By Councilman Blair (Brenke)—

That we concur in the recommendation of the Mayor and all board appointments be confirmed except the Planning Board and Public Service Board.

Adopted by the following vote:

Unanimously.

That the Planning Board and Public Service Board appointments be referred to Committee of the Whole.

Adopted by the following vote:

Unanimously.

AIR POLLUTION BOARD: Term Ending

3rd Ward—
Marvin Tableman* June 30, 1979

At Large—
Carlos A. Zapata* June 30, 1979

BOARD OF APPEALS (ZONING ORDINANCE):

3rd Ward—
Rev. William Warren June 30, 1979

At Large—
Helen Dunn* June 30, 1979

CIVIC CENTER BOARD:

3rd Ward—
Oscar Wade* June 30, 1979

At Large—
Glenn D. Carnes* June 30, 1979

HUMAN RELATIONS:

At Large—
John Eliasohn* June 30, 1979

At Large—
Gerald W. Lett June 30, 1979

At Large—
Christina Franco June 30, 1979

HOUSING COMMISSION: Term Ending

At Large—
James Riley* June 30, 1980

LANSING METROPOLITAN DEVELOPMENT AUTHORITY:

Lansing representative—
Thomas W. Campbell* June 30, 1977

Lansing representative—
Edwin W. Sanford June 30, 1977

PARKS AND RECREATION BOARD:

3rd Ward—
Justin English* June 30, 1979

At Large—
George M. Harlow* June 30, 1979

PLUMBING BOARD:

City Engineer—
Robert Corbit* June 30, 1979

BOARD OF FIRE COMMISSIONERS:

3rd Ward—
John K. Hannah June 30, 1979

At Large—
Alfreda Schmidt* June 30, 1979

BOARD OF POLICE COMMISSIONERS:

3rd Ward—
Ronald Roush* June 30, 1979

At Large—
Albert F. Schmidt, Jr. June 30, 1979

BOARD OF REVIEW:

At Large—
Raymond Totte, Sr.* June 30, 1978

SENIOR CITIZEN ADVISORY BOARD:

At Large—
Josephine Tinsley June 30, 1976

At Large—
Si Nama* June 30, 1976

At Large—
Kenneth M. Comerford* June 30, 1976

At Large—
Cecil Lamanna* June 30, 1976

TRAFFIC BOARD:

At Large—
William Wrobel* June 30, 1979

At Large—
Robert Rigotti* June 30, 1979

URBAN REDEVELOPMENT BOARD:

1st Ward—
Irving Shaw* June 30, 1979

At Large—
Jack Griffin* June 30, 1979

Citizen member—
Melvin Dravenstatt* June 30, 1979

*A re-appointment

**To fill a vacancy created by the resignation of William Curtin

BOARD OF WATER AND LIGHT:

3rd Ward—
Horace Bradshaw June 30, 1979

At Large—
Robert Hagerty* June 30, 1979

May 23, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

WATERFRONT DEVELOPMENT BOARD:

1st Ward—
Kit Carson** June 30, 1976

4th Ward—
Francis Kelly* June 30, 1979

At Large—
Lawrence Drolett* June 30, 1979

NORTH WASHINGTON MALL ADVISORY BOARD:

Central Business District—
Richard Kositchek* June 30, 1978

Central Business District—
Donald Shepard* June 30, 1978

BOARD OF ELECTRICAL EXAMINERS:

Journeyman—
Deane J. Battley* June 30, 1979

Board of Water & Light—
Douglas Jones* June 30, 1979

Resident—
Keith Norris* June 30, 1979

EMPLOYEES RETIREMENT SYSTEM:

Citizen—
Armin S. Roe* June 30, 1979

MECHANICAL CONSTRUCTION EXAMINERS:

Heating & Air Conditioning Contractor—
William Downs June 30, 1979

Heating & Air Conditioning Contractor—
Leslie Mills June 30, 1979

Heating, Air Conditioning & Refrigeration Contractor—
Ernest Fox* June 30, 1979

Industrial Mechanical Contractor—
Marcus Metoyer* June 30, 1979

More than 5 years ago, the City of Lansing and many other communities in our United States were flooded with mailings containing colored photos and other literature advertising pornographic films and other visual items, which could be purchased. A number of Lansing residents brought this material to my attention, and we learned that in some instances youngsters between the ages of 10 and 14 were even recipients of such mailings. In order to combat this sales drive I forwarded communications to elected officials at the Federal level, and to the U. S. Postal Authorities. Today any individual who receives such mail may ask the U. S. Postal Authorities to take action and such is done.

The battle against pornographic films, so-called "adult bookstores," and magazines has been much more difficult. Attorneys, often interested in the dollar, legal technicalities and various court cases, have often tied the hands of law enforcement agencies to a point where pornographic distributors could not be arrested and the arrest made to "stick." In fact, I have been sued, as have others, in our attempts to end the spread of this visual blight on our communities; for example, in one instance I was embroiled in a \$500,000 civil suit. At present, Police Chief Thomas O'Toole, more than 90 men of his department, Ingham County Prosecuting Attorney, Raymond Scodeller, and myself are now embroiled in another suit in the amount of \$300,000. Before Circuit Court Judge Raymond Hotchkiss, is another problem involving the Cinema X, and its operations, and he has issued a Restraining Order prohibiting certain activities, pending a hearing, which I understand, is to be held on May 28.

For your information, I wish to advise that my latest report from the Lansing Police Department shows that there are a minimum of 4 theatres showing pornographic movies, 4 establishments where coin operated machines show hard-core pornographic movies and 6 establishments where hard-core pornographic movies can be purchased. The problem is evident, as

it is in city after city in various parts of the United States. The on-going battle by the police department against smut has been one where they almost have to proceed with "one hand tied behind their back," because this City lacks a strong, specific pornography ordinance.

In June, 1973, and again in June, 1974, the U. S. Supreme Court handed down decisions on pornography that give individual communities, and states, the tools to clean up pornography — if they really wanted to do so. A number of communities, and states, have already started effective drives against pornography:

- The State of Idaho banned X-rated films and hard-core pornography under these Supreme Court rulings;
- Residents of the State of Oregon first voted in an "adults only" law for smut merchants in November of 1970, and after a flood of filth, massage parlors and other dens of inequity, the people of Oregon went to the polls in November, 1974, and voted to close down all smut;
- In Albuquerque, New Mexico, voters this past June gave a referendum against smut, a landslide of 2-1 endorsement;
- In New Jersey, a State law against obscenity has been reinstated and action has already been taken against theaters and others in at least three counties;
- In the City of Duarte, California, a new anti-smut ordinance has been approved and upheld in its first Court test;
- Other cities which have been successful in ousting all or part of the smut merchants include Cincinnati, Ohio; Victoria, Texas; Modesto, California; Honolulu, Hawaii; Tulsa, Oklahoma; and Lufkin, San Antonio, Texarkana, Texas.

"Community standards" is the key. For our own City of Lansing, the overall matter is muddled by inaction on the part of the City Council, and I feel to the detriment of our police department, City Attorney and Ingham County Prosecuting Attorney. I remind you, that on May 9, 1974, I forwarded to you a sample ordinance referred to as **The Offensive Sexually Explicit Material Control Ordinance**. This ordinance was then later to be introduced by Councilman James Blair. Inasmuch as the proposal did not totally cover situations in this city, and in other cities, I did a short time later, with Councilman Lucile Belen, submit to you through the City Attorney, a proposed, stronger pornography ordinance. More than 8 months ago, on Tuesday, August 20, 1974, a Public Hearing on the matter was held in the City Council Chambers.

Because of no forthright action on your part, I then requested that you adopt a resolution requesting that the Michigan Legislature approve legislation drafted similarly to the second proposed pornography ordinance I had earlier forwarded to you. This

you did, and the following is a quote from this resolution to the House of Representatives:

"We think the matter should be dealt with on a statewide basis and that we withhold adoption of a local ordinance on pornography for two months to see what the State Legislature will do. This would save us the cost of legal service to test the case. If state action is not taken within this time, the City Council will take action."

Well, we are now 5 months past the 2 months deadline given for Council action. I think it is time to stand up and be counted. Therefore, I urge your immediate action in the following manner:

1. That you approve the second, or stronger of the two ordinances I have forwarded to you, and that you do so without delay. This ordinance covers indoor and outdoor theatres, adult bookstores, general magazine racks, mechanical devices (movies, etc.). It provides for a \$100 fine, or imprisonment not to exceed 90 days, or both, and each day the violation continues make for a separate offense. Further, I am confident that it is acceptable according to the latest U.S. Supreme Court guidelines, and will set a "community standard."
2. If you are of the opinion that it is "too hot of a potato," "not sure," "it may be a bit costly," or for any reason you chose not to vote on the matter, as you have done so far, then put the matter on the ballot for the public to speak. I am willing to face that test and I am sure there are a lot of other people in this community very willing, also, to face up to it. The total answer will be in the number of votes "for" and "against." That in itself will give us the "community standard."

Personally, I don't think that a decision on the matter can any longer be postponed. Law enforcement personnel and the judicial are in need of a decision. I recommend that it be made.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING RESOLUTIONS — YOU MAY SPEAK ONLY FOR 3-MINUTES ON ANY ONE RESOLUTION.

Ken Wilcox of Tri-County Bicycle Assoc., 6136 Beechfield Ave., spoke relative Cedar Hiking & Biking resolution.

Stan Haley, 416 Carey St., spoke on above.

RESOLUTIONS

By Committee on Buildings and Properties—

Resolved by the City Council of the City of Lansing:

Whereas, the Property Management Division of the City of Lansing was directed to obtain certain proposals from appraisers which were incidental to the acquisition of certain properties pertaining to the Kingsley Place Project; and

Whereas, the Property Management Division is now in receipt of these specific proposals; and

Whereas, the Buildings and Properties Committee has determined to accept in all instances the low bid submissions;

Now, Therefore, Be It Resolved that the Mayor and City Clerk be directed to sign the following contracts after approval by the City Attorney as to form:

Edward W. Mack and Richard P. Binder, Jr.—Appraisal—\$9,260

TransAmerican Title Insurance Corporation—Title insurance—\$1,526

Winegardner Realty Company—Acquisition of parcels—\$8,400.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

Be It Resolved That the Municipal Maintenance Contract between the Michigan State Highway Commission and the City of Lansing for the period July 1, 1975 to June 30, 1976, is hereby accepted and Robert R. Backus is designated as Maintenance Superintendent on sections of State Trunkline Highways as shown on the Municipal Route Section Map and Budget Sheets.

Be It Further Resolved That the following City official, Mayor Gerald W. Graves, is hereby authorized to sign the said Maintenance Contract, after the approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and Properties—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing Building Commissioner determined on February 19, 1975, that

the building located at 1302 Chelsea and described as 3301-17-402-061-2 (S½ of Lot 19, Kempf Addition), Lansing, Michigan, was an unsafe or dangerous building as defined in Section 203 of the Uniform Building Code and the housing law of Michigan, and

Whereas, the Building Commissioner issued a notice to Mrs. Vivian White, owner, as appears from the last local tax assessment records, requesting her to appear at a hearing to show cause why the building should not be demolished or otherwise made safe; and

Whereas, a hearing before the Hearing Board was held May 8, 1975, at which hearing, Mrs. Vivian White did not appear, and the Hearing Officers determined that the building did not meet minimum housing code standards and ordered the building demolished or otherwise made safe; and

Whereas, said Hearing Officers have filed a report of their findings and order with the Lansing City Council, and have requested the City Council to take appropriate action under Section 203 of the Uniform Building Code and the housing law of Michigan, to require that said building be demolished or otherwise made safe; now, therefore be it

Resolved, that a hearing be scheduled for June 9, 1975, at 7:30 p.m. o'clock, at the chambers of the Lansing City Council, to review the findings and order of the Hearing Officers, and to approve, disapprove, or modify said order, and that the owner shall have the opportunity to appear at the hearing and show cause why the aforesaid building should not be demolished or otherwise made safe; now therefore be it further

Resolved, that written notice of the time and place of said hearing shall be personally served or mailed by certified mail, return receipt requested, to said owner in whose name the property appears according to the last local tax assessment records; and that said notice shall be served or mailed at least ten (10) days prior to said hearing date.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and Properties—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing did lease the west portion of Section C in the North Capitol Avenue Parking Ramp, more commonly known as 320 North Capitol Avenue, which contains approximately 2,811 square feet, to Min-A-Mart Food Stores, Inc., a Michigan Corporation with its address at 3333 Moores River Drive, Lansing, Michigan, on March 2, 1972.

Whereas, the Lease Agreement by and between the City of Lansing and the Min-

A-Mart Food Stores, Inc., was for a term of three (3) years, with the option to extend the Lease for two (2) further terms of five (5) years each; and

Whereas, the first term of three (3) years of subject lease has expired; and

Whereas, Min-A-Mart Food Stores, Inc., has notified the City of Lansing of their desire to extend subject lease for one (1) further term of five (5) years which is in accordance with Article II of the original Lease,

Now, Therefore, Be It Resolved, that upon approval of the Lease Addendum No. II by the City Attorney, the Mayor and City Clerk will hereby be authorized and directed to sign the Lease Addendum No. II by and between the City of Lansing and Min-A-Mart Food Stores, Inc., extending the original Lease for an additional five (5) year term.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and Properties—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing did lease the premises located in the County of Ingham, State of Michigan to Wit: That part of Lots 1 and 2, West of New York Central Railroad Right of Way, Block 23, Original Plat, Lansing, Michigan, to the Lansing Ice and Fuel Company, with their address at 911 Center Street, Lansing, Michigan, on May 15, 1974; and

Whereas, the Lease Agreement by and between the City of Lansing and Lansing Ice and Fuel Company, was for a term of one (1) year; and

Whereas, the term of the lease did expire May 14, 1975; and

Whereas, the Lansing Ice and Fuel Company has requested that the City of Lansing grant an extension of subject lease for one (1) additional year; and

Whereas, it has been determined that subject property will not be required for use by the City for the additional term,

Now, Therefore, Be It Resolved, that upon approval of the Lease Agreement by the City Attorney, the Mayor and City Clerk will hereby be authorized and directed to sign the Lease Agreement by and between the City of Lansing and the Lansing Ice and Fuel Company.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas the Lansing Housing Commission through resolutions No. 323 and 324 approved the leasing of the below mentioned properties on May 6, 1975,

Therefore Let It Be Resolved that the Lansing City Council, by resolution, approve the leases for a period of one year in compliance with the following:

A lease between BILD Corporation and the Lansing Housing Commission for a three bedroom unit located on 524 Rulison for a monthly rental of \$158.00 or \$1,896.00 for one year, and a lease between Lancen Corporation and the Lansing Housing Commission for a two bedroom unit of housing located on 1348 N. Jenison at a monthly rental of \$135.00 and a yearly rental of \$1,620.00, and a lease between Lancen Corporation and the Lansing Housing Commission for a three bedroom unit of housing located on 1301 Theodore for a monthly rental of \$150.00 and a yearly rental of \$1,800.00.

Let It Further Be Resolved that the above approval commence on June 1, 1975, and continue through June 1, 1976.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City commissioned the Research Group, Inc., to recommend options for management improvement in City government; and

Whereas, one of the recommended changes was to strengthen the office of the Mayor; and

Whereas, the Council has been previously advised by the Charter Review Committee organized in 1970 that the role of the several administrative boards of the City should be continued as a mechanism for citizen involvement but recommended elimination of their administrative duties and powers of appointment; and

Whereas, it is deemed that by restricting the role of the several boards to an advisory capacity and placing administrative control of the several departments in the department heads who would be appointed by the Mayor and confirmed by Council would achieve both of these ends; now, therefore, be it

Resolved, that the Council by three-fifths (3/5) of its members elect do propose to amend the Charter of the City of Lansing by repealing Section 7.6(e) of Chapter 7 of the Lansing City Charter being that section wherein the administrative functions of the several boards are enumerated and defined which presently reads as follows:

"Each board shall employ such personnel as it may deem necessary to carry

out its duties as provided by this charter, subject to any primary recruitment practices of the Division of Personnel so long as the same be retained or is hereafter created or recreated by the Council, and the budget allowances of the Council, with full power to promote, demote, remove, or suspend its personnel for reasons of discipline, incapacity, or for the good of the service."

and by adding a new section to be numbered Chapter 7, Section 7.25 to read as follows:

"The administrative head of the departments of Public Safety, Fire, Public Service, Planning, Traffic and Parks and Recreation shall be respectively the Chief of Police, Fire Chief, Public Service Director, Planning Director, Traffic Engineer, and Director of Parks and Recreation each of whom shall be appointed by the Mayor and confirmed by the Council and each of whom shall be responsible to the Mayor for the conduct of the administration of the Department and responsible to the Council for effectuating the policies of the Council which relate to the functions of their respective departments. Each administrative head of a department shall employ such personnel as he may deem necessary to carry out the duties of the department as provided by this charter, subject to any primary recruitment practices of the Department of Personnel and budget allowances of the Council with the full power to promote, demote, remove or suspend such personnel for reasons of discipline, incapacity, or for the good of the service. All charter provisions or parts of charter provisions inconsistent with this section are hereby repealed."

and by adding a second new section to be numbered Chapter 7, Section 7.26 to read as follows:

"The several boards created in this chapter shall advise the administrative heads of their respective departments concerning the administrative policies related to those departments and shall advise the Mayor and Council regarding policies which effect their respective departments."

and be it

Further Resolved, that the primary election scheduled for August 5, 1975 is hereby declared to be a special municipal election; and be it

Further Resolved, that the foregoing amendments to the City Charter be presented to the electors of the City of Lansing for approval at the special municipal election to be held in conjunction with the primary election on August 5, 1975; and be it

Further Resolved, that the City Clerk be and she hereby is directed to prepare or cause to be prepared the voting devices of said City for said election in a manner and form as follows:

FORM OF BALLOT

PROPOSITION: "Shall the Charter of the City of Lansing be amended to place administrative control of the departments of Public Safety (Police), Fire, Public Service, Planning, Traffic and Parks and Recreation in a single department head for each department appointed by the Mayor and confirmed by the City Council as opposed to continuing administrative control in the present citizen boards of eight persons each by repealing Chapter 7, Section 7.6(e) and adding a new section to be numbered 7.25?"

YES ()

NO ()

PROPOSITION: "Shall the Charter be amended to provide that the duties of the boards of Public Safety Commissioners, Board of Fire Commissioners, Board of Public Service, Traffic Board, Planning Board and Board of Parks and Recreation be advisory only by adding a new section to be numbered 7.26?"

YES ()

NO ()

and be it

Further Resolved, that the City Clerk be and she is hereby directed to prepare sufficient ballots to supply the demand for absent voters' ballots, substantially in manner and form as above set forth; and be it

Further Resolved, that the votes cast upon such question shall be counted, canvassed, and returned and the result thereof determined in like manner and by the same officials as prescribed for general municipal elections; and be it

Further Resolved, that the City Clerk give ten (10) days notice of the submission of the said proposition to the electors, such notice to conform to the provisions of the City Charter relative to general municipal elections, and further that she cause a true copy of this resolution to be published twice in a daily newspaper published and circulated in the City of Lansing and that such publication be at least ten (10) days prior to the date upon which said proposal is to be voted upon as herein provided; and be it

Further Resolved, that Section 7.6(e) of Chapter 7 of the Charter be published in full with this resolution as provided in the last preceding paragraph; and be it

Further Resolved, that the City Clerk post the foregoing proposed charter amendments in full in a conspicuous place in each polling place at the time of said election; and be it

Further Resolved, that the above proposed amendments and ballot proposition wording be submitted forthwith to the offices of the Governor and Attorney General, respectively, for their action as provided by law.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

Whereas, the Finance Director and Purchasing Agent have negotiated with Hacker-King-Sherry Agency, Inc., for a public official liability insurance policy, and

Whereas, the insured parties would be the public entity and those persons who were or now are duly elected or appointed officials or members of the governing body of such entity, and includes members of such commissions, boards or other units operating by and under the jurisdiction of such governing body and within an apportionment of the total operating budget indicated in the proposal form, and includes such full time employees as may be responsible to the governing body or to its commissions, boards or other units, but coverage would not apply with respect to the following boards, commissions or units, and

- 1) school;
- 2) airport;
- 3) hospital; or
- 4) municipally owned gas or electric utilities.

Whereas, a quotation has been received from Hacker-King-Sherry Agency, Inc., for a policy to be written with Reserve Insurance Company with limits of \$1,000,000 per occurrence and \$2,000,000 aggregate and for a three year prepaid premium estimated at \$25,050, and

Whereas, this type of insurance coverage is considered a specialty item and is not readily available on the open market and acceptance of this quotation is permitted under the Purchasing Ordinance, Sec. 2-25 (6), contractual services, and

Whereas, the Finance Director and Purchasing Agent have submitted the attached letter dated 5-15-75 recommending acceptance of the quotation.

Now, Therefore, Be It Resolved, that the quotation from Hacker-King-Sherry Agency, Inc., for a public official liability insurance policy be accepted, and

Be It Further Resolved, that the acceptance of this policy be subject to the approval of the City Attorney and Purchasing Agent as to content and form, and

Be It Further Resolved, that a transfer of funds in the amount of \$26,000 be made from the Emergency Fund to cover the estimated three year premium.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing is in receipt of a letter from the CATA Board recommending that the City of Lansing not accept the low bid of Kenrich Construction, Inc., for rehabilitation of the CATA garage; and,

Whereas, this non-acceptance is due to the impending purchase of the new CATA transportation facility; and,

Whereas the purchase of the new CATA facility will obviate the requirement for the use of the current facility;

Now, Therefore, Be It Resolved that the City Council directs the Mayor and City Clerk not to execute a contract with the Kenrich Construction, Inc., for rehabilitation of the CATA building.

By Councilman McKane (Blair)—

That this resolution be tabled.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That the portion of the Resolution adopted by the Lansing City Council on December 10, 1973, reading as follows,

"Discounts applied to City resident users. . . etc.",

is hereby rescinded, and

Be It Further Resolved That the following language shall be substituted for the portion rescinded,

"Delayed payment charges applied to City resident users, . . . etc."

And Be It Further Resolved That the City Clerk notify the Board of Water and Light, the Landel Commission, and the appropriate Lansing Township officials to comply with the provisions of this Resolution and Section 27-35 of the Code of Ordinances of the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

Whereas, that Model Cities Grant program administered through the Lansing City Demonstration Agency and funded under Title 1 of the Demonstration Cities

and Metropolitan Development Act of 1966 will be completed at June 30, 1975, and

Whereas, HUD has expressed the need of total local cooperation in order to properly close the books, prepare final financial statements and clear all audit findings relative to Model Cities Grant activities, and

Whereas, on April 28, 1975, the City Council did designate the Finance Director of the City of Lansing as the Model Cities liaison person responsible for the coordination of those fiscal responsibilities necessary to close the Model Cities Grant accounts, and

Whereas, the Finance Director has the further responsibility of fulfilling the accounting, reporting and the fiscal monitoring requirements of the Community Development Grant, and

Whereas, in a communication dated May 8, 1975, the Finance Director did bring to the attention of the City Council the increasing urgency of addressing those problems related to the coordination of the fiscal effort necessary to close out the Model Cities Grant accounts including:

- 1) The revision of centralized accounting procedures manual.
- 2) Training sessions for those operating agencies which will be brought into centralized accounting system.
- 3) The conversion of financial data for those operating agencies being brought into centralized accounting onto the City's subgrantee E.D.P. accounting system.
- 4) The training of centralized accounting staff in the City's operational accounting procedures which will be utilized for the City's Community Development Grant.
- 5) The utilization of Controller's Office staff to aid in preparation for the Community Development Grant.
- 6) Institute with sufficient lead time a close out of Model Cities cash and establishment of new cash control procedures for the Community Development Grant, and

Whereas, on May 20, 1975, the Finance Director did attend a joint meeting of the Finance Committee and Model City Liaison Committee of the City Council and did express the need to have the Model City Fiscal Office and the proposed Community Development Accounting Division merged under the administrative control of the City Controller's Office, and

Whereas, the transfer of the Model Cities Fiscal Office to the administrative control of the City Controller will provide broader staff resources and will provide a more efficient structure to deal with the many contingent accounting and reporting problems related to the close out of the Model Cities Grant and the implementation of the Community Development Grant.

Now, Therefore, Be It Resolved, that the present staff of the Model Cities Fiscal Office be reassigned to the administrative control of the City Controller with continuing responsibility for maintaining the Model Cities Grant books of account in a manner consistent with the accounting and financial reporting requirements set forth in CDA letter 8, Part 2 and the Model Cities Transition Procedures Handbook No. 3185.2.

Adopted by the following vote:

Unanimously.

By Committee on Planning—

Resolved by the City Council of the City of Lansing:

Whereas, the City Council has directed the Planning Department to prepare the application for Federal Urban Systems Funds for the Red Cedar Hiking/Biking Route, and

Whereas, the Federal Program Coordinator was directed to and did submit that application to the appropriate regional committees, and

Whereas, formal approval of the proposed route is expected from the Federal Highway Administration and the Michigan Department of State Highways and Transportation, and

Whereas, the Planning Department and the Federal Program Coordinator have been directed to determine sources of local match, and

Whereas, the MDSHT has been contacted and has agreed to construct a portion of the route, thereby decreasing the City's total local match funds required, and

Whereas, the first phase of the project will consist of preliminary engineering estimated to cost \$14,320 of which \$4010 will be required from local resources,

Now, Therefore, Be It Resolved that the Planning Department and the Federal Program Coordinator continue to seek sources of local matching funds, and

Be It Further Resolved That, as the City's share, \$4010 be appropriated from the Emergency Fund to hire a consultant to provide the above described preliminary engineering, and

Finally, Be It Resolved that the Planning Department and the Public Service Department work cooperatively in implementing this preliminary engineering phase.

By Councilman Gunther (McKane)—

That this resolution be tabled:

Lost by the following vote:

Yeas: Councilmen Gunther, May, McKane—3.

Nays: Councilmen Blair, Brenke, Ferguson—3.

By Councilman May (Ferguson)—

That this resolution be considered read:

Lost by the following vote:

Yeas: Councilmen Ferguson, Gunther, May, McKane—4.

Nays: Councilman Blair, Brenke—2.

By Councilman Ferguson (Gunther)—

That this be referred to the Committee on Parks and Recreation.

Lost by the following vote:

Yeas: Councilmen Ferguson, Gunther, May, McKane—4.

Nays: Councilmen Blair, Brenke—2.

By Councilman Ferguson—

That this be considered read and an affirmative roll call.

Lost by the following vote:

Yeas: Councilmen Ferguson, Gunther, May, McKane—4.

Nays: Councilmen Blair, Brenke—2.

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

Whereas, money has been budgeted for fiscal year 1975-1976 for the purpose of operating a solid waste collection program; and

Whereas, the Council has over a course of years considered alternative programs; now, therefore, be it

Resolved, that the Public Service Department be and hereby is directed to institute on or about July 1, 1975 a city-wide residential solid waste collection service to be offered on a voluntary basis; and be it

Further Resolved, that said service shall be provided at least once each week at the curb side of each residence; and be it

Further Resolved, that collection of solid waste by the Public Service Department will be made only to such residences as purchase plastic bags from the city or its agents and who deposit the solid waste therein or affix the bag to the solid waste in a manner prescribed by the Public Service Department; and be it

Further Resolved, that said bag shall be sold at a cost of 25 cents per bag and that the fee derived therefrom shall be used to

fund in whole or in part the solid waste collection service; and be it

Further Resolved, that the Department of Public Service be directed to publish rules and regulations regarding the conditions of collection including collection dates and the size and nature of material collected; and be it

Further Resolved, that the City Attorney be directed to draft an ordinance providing that solid waste collection bags not be placed at the curb side except during specified times and to amend Chapter 16 of the City Code as it relates to garbage service so that it conforms to the solid waste collection program and to amend the burning ordinance to conform with the solid waste collection program and the Building and Fire Codes; and be it

Further Resolved, that an advisory vote of the people be taken at the November election to determine whether or not the program as designed should continue; and be it

Further Resolved, that the City Clerk be and she hereby is directed to prepare or cause to be prepared the voting devices of the City for the November election in a manner and form as follows:

FORM OF BALLOT

"Do you advise the City of Lansing continue the solid waste collection service pursuant to its present plan?"

YES ()

NO ()

Further Resolved, that the City Clerk be and she is hereby directed to prepare sufficient ballots to supply the demand for absent voters' ballots, substantially in manner and form as above set forth; and be it

Further Resolved, that the votes cast upon such question shall be counted, canvassed, and returned and the result thereof determined in like manner and by the same officials as prescribed for general municipal elections; and be it

Finally Resolved, that the City Clerk give ten (10) days notice of the submission of the said proposition to the electors, such notice to conform to the provisions of the City Charter relative to general municipal elections, and further that she cause a true copy of this resolution to be published twice in a daily newspaper published and circulated in the City of Lansing and that such publication be at least ten (10) days prior to the date upon which said proposal is to be voted upon as herein provided.

By Councilman Ferguson (Gunther)—

That this resolution be voted on in two parts.

Adopted by the following vote:

Yeas: Councilmen Brenke, Ferguson, Gunther, May, McKane—5.

Nays: Councilman Blair—1.

By Committee on Public Service and
Highways—

Resolved by the City Council of the City
of Lansing:

Whereas, money has been budgeted for
fiscal year 1975-1976 for the purpose of
operating a solid waste collection program;
and

Whereas, the Council has over a course
of years considered alternative programs;
now, therefore, be it

Resolved, that the Public Service Depart-
ment be and hereby is directed to institute
on or about July 1, 1975 a city-wide resi-
dential solid waste collection service to be
offered on a voluntary basis; and be it

Further Resolved, that said service shall
be provided at least once each week at the
curb side of each residence; and be it

Further Resolved, that collection of solid
waste by the Public Service Department
will be made only to such residences as
purchase plastic bags from the city or its
agents and who deposit the solid waste
therein or affix the bag to the solid waste
in a manner prescribed by the Public Ser-
vice Department; and be it

Further Resolved, that said bag shall be
sold at a cost of 25 cents per bag and that
the fee derived therefrom shall be used to
fund in whole or in part the solid waste
collection service; and be it

Further Resolved, that the Department of
Public Service be directed to publish rules
and regulations regarding the conditions of
collection including collection dates and the
size and nature of material collected; and
be it

Further Resolved, that the City Attorney
be directed to draft an ordinance providing
that solid waste collection bags not be
placed at the curb side except during spe-
cified times and to amend Chapter 16 of
the City Code as it relates to garbage ser-
vice so that it conforms to the solid waste
collection program and to amend the burn-
ing ordinance to conform with the solid
waste collection program and the Building
and Fire Codes.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and
Highways—

Resolved by the City Council of the City
of Lansing:

Resolved, that an advisory vote of the
people be taken at the November election
to determine whether or not the program
as designed should continue; and be it

Further Resolved, that the City Clerk be
and she hereby is directed to prepare or
cause to be prepared the voting devices of

the City for the November election in a
manner and form as follows:

FORM OF BALLOT

"Do you advise the City of Lansing
continue the solid waste collection ser-
vice pursuant to its present plan?"

YES ()

NO ()

Further Resolved, that the City Clerk be
and she is hereby directed to prepare suffi-
cient ballots to supply the demand for ab-
sent voters' ballots, substantially in manner
and form as above set forth; and be it

Further Resolved, that the votes cast upon
such question shall be counted, canvassed,
and returned and the result thereof de-
termined in like manner and by the same
officials as prescribed for general municipal
elections; and be it

Finally Resolved, that the City Clerk give
ten (10) days notice of the submission of
the said proposition to the electors, such
notice to conform to the provisions of the
City Charter relative to general municipal
elections, and further that she cause a true
copy of this resolution to be published twice
in a daily newspaper published and circu-
lated in the City of Lansing and that such
publication be at least ten (10) days prior
to the date upon which said proposal is to
be voted upon as herein provided.

Lost by the following vote:

Yeas: Councilmen Blair, Brenke—2.

Nays: Councilmen Ferguson, Gunther,
May, McKane—4.

By Committee on Personnel—

Resolved by the City Council of the City
of Lansing:

That effective June 2, 1975 the City Per-
sonnel Director is authorized and directed
to effect certain position deletions and the
reclassification of positions within the
Parks Department section of the Classifica-
tion and Compensation Plan in accordance
with the requirements of the City's Pro-
ductivity and Reclassification Procedures.
A detailed summary of the classifications
covered are embraced within the document
entitled "Department of Parks and Recre-
ation Phase II Reorganization," under date
of May 9, 1975, attached to and herewith
made a part of this resolution. Net fiscal
year cost decrease is \$19,334.00.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City
of Lansing:

That transfers be made as follows:

\$ 750.00 from Salaries—Purchasing Dept.
A/C 101-239-000-702

\$ 750.00 to Wages—Extra
Help—Pur. Dept.
A/C 101-239-000-707

\$ 600.00 from Estimated Revenues
A/C 101-000-000-160

\$ 600.00 to Equipment Main-
tenance—Fire Fight.
A/C 101-338-000-778

\$ 250.00 from Wages—Bldg. Inspection
A/C 101-380-000-706

\$ 250.00 to Vehicle Operating—
Bldg Inspection
A/C 101-380-000-867

\$ 1,614.00 from Oak Garage Equipment
Maintenance Supplies
A/C 101-729-000-933

\$ 1,614.00 to General Park
Supr.—Park Equip.
Account
A/C 101-692-000-977

\$26,000.00 from Emergency Fund
A/C 101-940-000-962

\$26,000.00 to Insurance
A/C 101-901-000-910

\$ 7,261.00 from Salaries—City
A/C 153-860-000-702.01

7,247.00 from Salaries—LCC
A/C 153-860-001-702.03

759.00 from Fringe Benefits—City
A/C 153-860-001-715.01

1,837.00 from Fringe Benefits—LCC
A/C 153-860-001-715.03

250.00 from Clothing
A/C 153-860-001-744

18,149.00 from Administration
A/C 153-860-001-956

\$30,219.00 to Salaries—Minor
Subgrantees
A/C 153-860-001-702.11

4,384.00 to Fringe Benefits—
Minor Subgrantees
A/C 153-860-001-715.11

900.00 to Medical Expense
A/C 153-860-001-828

\$ 518.00 from Inspection Fees
A/C 155-720-000-822

70,650.00 from Relocation Payments
A/C 155-720-000-956

14,684.00 from Property Acquisition
A/C 155-720-000-972

\$15,855.00 to Acquisition Costs
A/C 155-720-000-818

69,479.00 to Demolition &
Development
A/C 155-720-000-974

518.00 to Estimated Revenues
A/C 150-000-000-160

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
Committee on Finance.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT V

By Committee on Public Service and
Highways—

Resolved by the City Council of the City
of Lansing:

That the supplementary special assess-
ment roll for the purpose of constructing
a storm sewer fronting on Richmond Street
from Jolly Road to Reo Road.

Assessment Roll No. 246

Location—

Richmond Street from Jolly Road to Reo
Road

as returned by the City Assessor be and the
same is hereby ratified and confirmed, and
that the Mayor be and hereby is directed
to affix within ten days, his warrant direct-
ing the City Treasurer to refund to all
persons who have paid said tax as originally
assessed the pro rata amount of difference
as shown in said supplementary roll, and
collect all unpaid tax as shown on said roll
on or before August 26, 1975.

Adopted by the following vote:

Unanimously.

By Councilman McKane—

Resolved by the City Council of the City
of Lansing:

That the attached vouchers as presented
by the City Controller be allowed and the
City Clerk be and she is hereby authorized
to draw orders on the City Treasurer for
the amount allowed each claimant in the
amount of \$1,051,787.22.

Signed:

TERRY J. McKANE,
JAMES D. BLAIR,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
Committee on Finance.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

That Councilman Anas and Belen be excused from the session.

Carried.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

That the rule prescribed in Sec. 5.5 (g) of the Charter relative to considering business not on the agenda, be waived.

Petition filed for rezoning:

Z-22-75 — 600 West Shiawassee St. from "D" Apartment District to "D-1" Professional Office District.

Referred to Planning Board.

Letter from Tri-County Regional Planning Commission relative Hiking/Biking Route.

Received and placed on file.

May 27, 1975

Honorable Mayor and City Council

Gentlemen:

Permission is hereby requested to park Congressman Robert Carr's mobile trailer in the plaza in front of City Hall on Wednesday forenoon, May 28, 1975, from approximately 8 a.m. until noon.

Sincerely,

JACK D. GUNTHER,
Mayor Pro Tem.

Referred to Committee on Buildings and Properties.

REPORT OF COMMITTEES

The Committee on BUILDINGS AND PROPERTIES, to whom was referred the request for permission to park Congressman Carr's mobile trailer in the City Hall Plaza on Wednesday forenoon, May 28, 1975, reports as follows:

The Committee recommends permission be granted.

Signed:

ROGER T. MAY,
TERRY J. MCKANE,
JACK D. GUNTHER,
Committee on Buildings and
Properties.

By Councilman May—

That the report of the Committee be adopted.

Adopted by the following vote:

Yeas: Councilmen Blair, Ferguson, Gunther, May, McKane—5.

Nays: Councilman Brenke—1.

May 27, 1975

Members of the City Council

City of Lansing

City Hall, Lansing

Michigan

Dear Council Members:

The City of Lansing is presently experiencing its highest level of unemployment since 1961. The unemployment rate for March, 1975 is 13.5 percent. In sixteen census tracts, the City of Lansing has an unemployment rate that far exceed that amount, the rate being 19.2 percent. Once the unemployment rate exceeds six percent, the City becomes eligible to participate in programs of the United States Department of Commerce, Economic Development Administration.

Recently, you approved a recommendation which included twelve businesses in Lansing who had requested assistance under the Economic Development Program. All of those businesses requested guaranteed loans to allow them either to remain in business or expand their businesses. The recommendations of the City of Lansing were included by the Ingham County Board of Commissioners in the submission of an economic development program for Ingham County. This plan gets the City into the ball park and requires further action on our part if we are to assist these and other businesses in our City which need help.

Upon the advice of the local representative of the Economic Development Administration, we have developed a pre-application for a 4.5 million dollar grant from the United States Department of Commerce, to be used in conjunction with funds raised locally to finance a revolving seed money fund to assist the businesses in Lansing. These funds can be used to prevent business failures, encourage expansion and provide the opportunity for businesses to stay in Lansing rather than to leave the community.

The vehicle to expend these funds is a City sponsored Economic Development Corporation organized under the provisions of the Michigan Economic Development Corporation Act of 1974. This corporation, appointed by the Mayor and confirmed by the City Council, is authorized to take upon a large variety of activities, all of which

are directed at maintaining and expanding business opportunity in the City of Lansing.

Attached for your prompt consideration is a pre-application to the Economic Development Administration for a 4.5 million dollar grant. Included in this pre-application is a section which states the City's intent, as well as sets forth the articles of incorporation for an Economic Development Corporation in the City of Lansing.

Information received late Friday of last week indicates that the Economic Development Administration may require the City to prepare an Economic Adjustment Plan which outlines what course of action the City will take if some of the City's major employers would fail because of the present economic situation. Their advice to us was that the City should immediately file for a Planning Grant to develop this contingency plan. This approach will insure that there are no obstacles to prevent the immediate consideration of our 4.5 million dollar seed money grant. Because of this advice, I am also requesting that you authorize the Planning Director to undertake the necessary application to secure this planning grant in order that we may proceed to assist our major employers as quickly as possible.

This grant will give the City of Lansing a complete arsenal of tools to assist most types of economic problems this community now faces. I urge your immediate adoption of the resolution contained in the pre-application, in order that we may move quickly to receive the benefits to which this community is entitled.

Thank you for your attention to this request.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the unemployment rate has been rising for the past several months and has reached an all time high for the City of Lansing of 13.25% of the work force; and

Whereas, federal assistance is available under Title IX of the Public Works and Economic Development Act of 1965, as amended; and

Whereas, this assistance can be used to develop a local plan outlining a course of action in the event that major businesses

should leave the City as well as receive a grant to set up a revolving fund to finance the construction and equipping of new industrial buildings at an attractive arrangement to industry; and

Whereas, the City of Lansing must take various positive economic measures to ensure that a viable economic base is maintained whereby all citizens may be provided the opportunity for full employment; and

Whereas, the City of Lansing proposes to form an Economic Development Corporation for managing Title IX funding;

Now, Therefore Be It Resolved, that the Mayor of Lansing be authorized to proceed and file an application with the Economic Development Administration for an implementation grant in the amount of \$4,500,000.00; and

Be It Further Resolved, that the Planning Director is authorized to prepare an application for funds to develop a local contingency plan to determine a course of action in the event that the City should be faced with the loss of major employers; and

Be It Finally Resolved, that the Mayor of Lansing be authorized to submit said application with the Economic Development Administration after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

Mr. Ruddy Stober of Stober's Bar spoke on City Ordinance on Parking.

By Councilman McKane (Blair)—

Refer limits of time in regard to parking ordinance to Committee on Ordinance and Contracts.

Carried.

James Dunn, 256 Laklin Dr., Battle Creek, thanked Council for action taken on Pedestrian Overpasses.

Council adjourned at 9:30 P.M.

RITA M. BAUMAN,
Deputy City Clerk.

Lansing, Michigan

May 27, 1975

F/M/B

CITY CLERK'S OFFICE
Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE
U. S. POSTAGE
PAID
Permit No. 1461
Lansing, Michigan

459

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, June 2, 1975

CITY COUNCIL ROOMS

Lansing, Michigan

June 2, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Belen, Blair, Brenke, Ferguson, Gunther, May, McKane—7.

Absent: Councilman Anas—1.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Belen.

Pledge of Allegiance was given by Debbie Zzeski — Secretary of Sexton Student Council.

The record of the previous session was approved as printed.

HEARING ON PROPOSED CHANGE IN ZONING CLASSIFICATIONS

June 2, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-16-75 — 1306 West Jolly Rd.,

be rezoned from "A" One Family Residence District to "C" Two Family Residence District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Mrs. Eugene Allen spoke.

Referred to Committee on Planning.

June 2, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-2-75 — 3313 West Mt. Hope Avenue,

be rezoned from "D-M" Multiple Dwelling District to "Community Unit Plan" District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Referred to Committee on Planning.

June 2, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-14-75 — 221-223 North Walnut Street,

be rezoned from "D-M" Multiple Dwelling District to "D-1" Professional Office District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Referred to Committee on Planning.

June 2, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-15-75 — 5101 South Waverly Road S.W. corner of Waverly Rd. and Jolly Rd),

be rezoned from "E-2" Drive-In Shop District to "F" Commercial District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Referred to Committee on Planning.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

SIGN ERECTOR — Gary Taylor, H. Wayne Beights and American Mobile Sign Company, Johnson Sign Company, Inc.

ELECTRICAL CONTRACTOR—Hager Fox Company.

DRAIN LAYER — Demetrio Saenz.

CHARITABLE SOLICITATION PERMIT—Capital City Civitan Club.

AUCTIONEER — Merl F. Lemon.

SECOND HAND DEALER — Dale H. Wilcox.

HEATING & AIR CONDITIONING—Artic Air, Inc., A to Z Refrigeration, Olmsted Heating Company, Town & Country Refrigeration, Thomas Heating & Cooling.

RUBBISH HAULERS — James C. Dothard, Marjorie Klatt, Arthur Simmons, Matt Wieland.

MECHANICAL DEVICES — Sammy's Lounge, Frenchies Bar, Wagners Lounge, Wonder Bar, Shamrock Bar, Willow Bar & Pizzeria, Ed's Bar, Ikey Joe's Rest. & Cocktail Lounge, The Town Pump, Gino's Bar & Grill, Art's Bar & Grill (2), Pasquale's, Driftwood Bar & Lounge.

Referred to Committee on Ordinance and Contracts.

Card of appreciation from Mayor and Mrs. Hine of Hillsdale, Michigan.

Received and placed on file.

Claims filed by:

Salvatore J. Sagolla for damage to automobile by falling tree during storm.

Referred to City Attorney and Forestry Department.

Claim filed by Robert Emerson in regard to sewer damage to home.

Referred to City Attorney and Public Service Department.

Charles E. Wisler for damage to motorcycle due to condition of street.

Referred to City Attorney and Public Service Department.

Barbara Bellner (city employee) for damage to watch due to elevator.

Referred to City Attorney.

Request from Mrs. Sylvia Parker, Tag Day Chairperson for Huntington's Disease for permission to collect funds and distribute printed information in downtown area.

Referred to Committee on City Affairs.

Letter from Mrs. Fred Kircher, Sr., relative requesting demolition of building at 319 So. Holmes St.

Referred to Building Commissioner and Committee on Buildings and Properties.

Letter from residents in 2500 block of So. Cedar in regard to condition of property at rear of Pool Room on west side of 2500 block of So. Cedar St.

Referred to Building Commissioner.

REPORT OF COMMITTEES

The Committee on ORDINANCE AND CONTRACTS approves the following applications and bonds for licenses:

SIGN ERECTOR — Gary Taylor, H. Wayne Beights and American Mobile Sign Company, Johnson Sign Company, Inc.

ELECTRICAL CONTRACTOR—Hager Fox Company.

DRAIN LAYER — Demetrio Saenz.

CHARITABLE SOLICITATION PERMIT—Capital City Civitan Club.

AUCTIONEER — Merl F. Lemon.

SECOND HAND DEALER — Dale H. Wilcox.

HEATING & AIR CONDITIONING—Artic Air, Inc., A to Z Refrigeration, Olmsted Heating Company, Town & Country Refrigeration, Thomas Heating & Cooling.

RUBBISH HAULERS — James C. Dothard, Marjorie Klatt, Arthur Simmons, Matt Wieland.

MECHANICAL DEVICES — Sammy's Lounge, Frenchies Bar, Wagners Lounge, Wonder Bar, Shamrock Bar, Willow Bar & Pizzeria, Ed's Bar, Ikey Joe's Rest. &

Cocktail Lounge, The Town Pump, Gino's Bar & Grill, Art's Bar & Grill (2), Pasquale's, Driftwood Bar & Lounge.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Capital City Civitan Club for permission to solicit donations on City streets for charitable purposes on June 13, 1975, reports as follows:

The Committee recommends permission be granted subject to obtaining a Charitable Solicitation Permit from the City Clerk's Office.

Signed:

JOEL I. FERGUSON,
ROGER T. MAY,
JAMES D. BLAIR,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Tom Purcell for permission to hold a parade and celebration on July 4, 1975, in the City of Lansing, reports as follows:

The Committee recommends permission be granted inasmuch as the application and parade permit received the approval of the necessary department heads, and the Committee recommends further that the parade be under supervision of the Lansing Police Department.

Signed:

JOEL I. FERGUSON,
ROGER T. MAY,
JAMES D. BLAIR,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

May 28, 1975

Honorable Mayor and Members
of the Lansing City Council
Lansing, Michigan

Re: Oliver Watson v. City of Lansing
(Workmen's Compensation case)

Gentlemen:

Oliver Watson is a nineteen year old single man who injured his back on September 18, 1974 while working for the Department of Parks and Recreation.

Mr. Watson was paid workmen's compensation benefits during the interim he was unable to return to work. Benefits were terminated however when the physician for the City indicated Mr. Watson was able to return to work. Subsequently, Mr. Watson filed a petition for a hearing before the Bureau of Workmen's Compensation alleging that he was not able to work. In response to the petition, Mr. Watson was again examined by the City's physician who reported that Mr. Watson had sustained a strain to the lower muscles of his back that had developed into a chronicity stage and recommended further medical treatment.

Based upon a review of the facts of the case and the applicable statutes, it is the recommendation of this office that weekly benefits be initiated, any back compensation due Mr. Watson be paid and that Mr. Watson be given the medical treatment recommended by the City's physician. It should be also noted that the Personnel Director concurs in the foregoing recommendation.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Blair—

That we concur in the recommendation of the City Attorney.

Carried.

May 29, 1975

Honorable Mayor
and City Council
City Hall
Lansing, Michigan

Subject: B-75-335 Fare Boxes

Gentlemen:

One bid for the purchase of nine (9) non-registering locked fare boxes was opened at 3:00 P.M., E.D.T., on Tuesday, May 27, 1975.

We recommend acceptance of the bid submitted by the Keene Corp. for a total delivered price in the amount of \$5,940.00.

Respectfully submitted,

VAUGHAN L. MCKINCH,
Purchasing Director,

GEORGE S. LOKKEN,
Program Coordinator.

Referred to Committee on Public Safety.

REPORT OF COMMITTEE

The Committee on PUBLIC SAFETY, to whom was referred the recommendation of the Purchasing Director and the Program Coordinator that the bid submitted by the Keene Corp. for the purchase of nine non-registering locked fare boxes for a total delivered price in the amount of \$5,940.00, be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Program Coordinator.

Signed:

TERRY J. MCKANE,
ROGER T. MAY,
WILLIAM A. BRENKE,
JOEL I. FERGUSON,
Committee on Public Safety.

By Councilman McKane—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

May 28, 1975

Honorable Mayor
and City Council
City Hall
Lansing, Michigan

Subject: B-75-351 Polymer

Gentlemen:

Four bids for the purchase of approximately 12,500 lbs. of Purifloc A23 Polyelectrolyte for the Wastewater Treatment Plant were opened at 3:00 P.M., E.D.T., on Tuesday, May 27, 1975.

Allied Colloids, Inc.	\$1.07 per lb.
Dow Chemical U.S.A.	\$1.15 per lb.
Calgon Corporation	\$1.199 per lb.
Hercules, Inc.	\$1.31 per lb.

We recommend acceptance of the low bid submitted by Allied Colloids, Inc., for a total delivered price per pound of \$1.07. Terms: Net 80 days.

Respectfully submitted,

VAUGHAN L. McKINCH,
Purchasing Director,

ROBERT R. BACKUS,
Public Service Director.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the recommendation of the Purchasing Director and the Director of Public Service, that the low bid submitted by Allied Colloids, Inc., for the purchase of approximately 12,500 lbs. of Purifloc A23 Polyelectrolyte for the Wastewater Treatment Plant, be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service &
Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

May 27, 1975

Councilman Joel Ferguson

Chairman

City Affairs Committee

Lansing City Council

Dear Councilman Ferguson:

Attached is an application for a parade permit from the Chief Okemos Council, Boy Scouts of America, in connection with their forthcoming Annual Scout Fair. This is scheduled for 10:00 A.M. on June 7, 1975,

and has received permission from the Public Service Director, Traffic Engineer and myself.

Our Traffic Bureau estimates this parade will cost the City a total of \$329.42, which represents manpower and motorcycles for two hours.

This application is being forwarded to your committee for whatever action you may wish to take.

Respectfully yours,

THOMAS W. O'TOOLE,
Chief of Police.

Referred to Committee on City Affairs.

REPORT OF COMMITTEE

The Committee on CITY AFFAIRS, to whom was referred the request of the Chief Okemos Council, Boy Scouts of America for permission to parade in connection with their forthcoming Annual Scout Fair starting at 10 a.m. on June 7, 1975, reports as follows:

The Committee recommends permission be granted inasmuch as the application and permit has been signed by the Chief of Police, the Traffic Engineer, and the Director of Public Service, and the Committee recommends further that the parade be under supervision of Lansing Police Department.

Signed:

JOEL I. FERGUSON,
ROGER T. MAY,
JAMES D. BLAIR,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

May 29, 1975

Honorable Mayor Gerald W. Graves and

Members of Lansing City Council

Tenth Floor, City Hall

Lansing, Michigan 48933

Dear Mayor and Council Members:

In accordance with the City Demonstration Agency non-expendable property ordinance, any outside agency which will not continue to receive funds from the City of Lansing but wishes to continue the use of the equipment from pre-existing contracts must file a Letter of Intent.

We are therefore filing our Letter of Intent with the attached "Letters of Intent" from the following agencies:

1. Lansing School District—Career Education—*P.R.I.C.E. Program
2. Boy Scouts of America
3. Michigan Indian Benefit Association
4. Sol de Aztlan-Spanish Radio
5. El Renacimiento-Spanish Newspaper

Sincerely,

(Mrs.) JACQUELINE WARR,
Director,
City Demonstration Agency.

*1975 Letter of Intent is not on file, but we expect to have it very soon.

Referred to Committee of the Whole.

May 29, 1975

Honorable Mayor Gerald W. Graves and

Members of Lansing City Council

Tenth Floor, City Hall

Lansing, Michigan 48933

Dear Mayor and Council Members:

We have been advised in a memorandum, dated May 20, 1975, by the Grants Administrator of Ingham County that the County Board of Commissioners is considering purchase of all non-expendable property related to the Jail Rehabilitation project, Dental Program, and possibly the Health Services.

It would appear that in an attempt to develop non-expendable property contracts the County has subsequently made this decision upon the recommendation of Mr. Grobe. We have no problem with that except there was a proviso related to these contracts that the "Scopes of Services" for which these monies were provided should be continued.

The attached memorandum from Mr. Grobe indicates a desire on the part of the Finance Committee of the County Board of Commissioners to institute a meeting with the City Council to discuss this purchase.

Please be advised that in keeping with the City Demonstration Agency non-expendable ordinance and the City's purchasing ordinance, this equipment must first be declared as surplus and opened up for competitive bidding. Likewise, once this equipment is declared as surplus, there are a number of office equipment items which should likewise be considered relative to your policy decision. Some of it, I am sure, the Council may not want to have anyone bid on but may wish to retain for

their own use. I, therefore, urge you that in convening this meeting you include the Purchasing Director, City Attorney, Internal Auditor, and myself before making any final decisions.

This entire issue is left in abeyance pending the outcome of your meeting.

Sincerely,

(Mrs.) JACQUELINE WARR,
Director,
City Demonstration Agency.

Referred to Committee of the Whole.

May 30, 1975

Honorable Mayor Graves

and Members of City Council

Gentlemen:

As discussed at the Public Safety meeting May 29, 1975, the streets adjacent to the west side of Wainright Park are becoming congested with substantial numbers of parked cars. This situation is causing a safety problem for both motorists and pedestrians, as well as a litter problem for home owners in this area.

In order to help alleviate the situation in the area, the following parking regulations are recommended:

No Parking 1:00 P.M. to 8:00 P.M.

Stillwell, East side, 150 feet south of Hepfer to Hepfer.

Stillwell, West side, Sumpter to Hepfer.

Brighton, North side, Stillwell to Hillborn.

These recommendations are in addition to those adopted by Council on May 12, 1975. However, the intent is to temporarily allow parking on the east side of Stillwell south of Brighton both for residents and Park users. If allowing this parking causes problems, the No Parking signs can be re-erected.

Respectfully submitted,

RAYMOND O. SEVERY,
Traffic Engineer.

Referred to Committee on Public Safety.

REPORT OF COMMITTEE

The Committee on PUBLIC SAFETY, to whom was referred the following parking regulation recommendations by the Traffic Board:

No Parking 1:00 P.M. to 8:00 P.M.

Stillwell, East side, 150 feet south of Hepfer to Hepfer.

Stillwell, West side, Sumpter to Hepfer.

Brighton, North side, Stillwell to Hillborn,

reports as follows:

The Committee concurs in the recommendation of the Traffic Board.

Signed:

TERRY J. McKANE,
ROGER T. MAY,
WILLIAM A. BRENKE,
JOEL I. FERGUSON,
Committee on Public Safety.

By Councilman McKane—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

May 29, 1975

Honorable Mayor Gerald W. Graves and

Members of the Lansing City Council

Gentlemen:

Subject: Contract Amendment with Robert L. O'Boyle Associates, Inc.

The Board of Urban Redevelopment, at its meeting on May 27, 1975, unanimously recommended that the City Council authorize and direct the Mayor and City Clerk to execute an amendment to the contract for professional services, dated February 3, 1975, between the City of Lansing and Robert L. O'Boyle Associates, Inc., the design firm for the downtown riverfront park in Urban Renewal Project No. 2, Mich. A-6.

The proposed amendment is desired in order to facilitate the letting of four (4) separate and distinct construction contracts for the Phase I activities of the park development. In the opinion of the Board, lower and better bids will be obtained in this manner, rather than one massive contract that would then be subcontracted to others by a general contractor. This procedure dictates certain additional work on the part of the architect in the preparation of four distinct and separate sets of working drawings and specifications, the cost of which is estimated to be \$9,712.00.

In addition, several reviewing agencies have required items, such as soil borings and hydrological studies, which were not a part of the reimbursable cost portion of this contract. These additional items cost an estimated \$6,000.00.

Your favorable consideration of this recommendation will be appreciated.

Sincerely,

BOARD OF URBAN
REDEVELOPMENT,
Ronald G. Stonehouse,
Acting Secretary.

Referred to Committee on Redevelopment.

May 29, 1975

Honorable Mayor and Members
of the City Council

Gentlemen:

As you well know, the majority of minority and black employment in the City of Lansing is in the Public Service Department and, I might add, either as hourly workers with permanent status or hourly workers as contract employees. Since the City adopted the Affirmative Action Plan, we have not had the turnover in the higher level positions to correct the imbalance which has occurred in employment.

It is my feeling that the board level could be the first step where we could take positive action to have blacks in decision-making capacity in Public Service. I am not asking you not to confirm the reappointment of the two persons who have outstanding records in serving the citizens of Lansing and the Public Service Department but I am asking that when you vote to confirm these two individuals, do it with the understanding that the next vacancy on the Public Service Board will go to a black member of this community.

Sincerely,

JOEL I. FERGUSON,
Councilman-at-Large.

Referred to Committee of the Whole.

May 29, 1975

Honorable Mayor and Members
of the Lansing City Council

Gentlemen:

In the 1960's with a great deal of fanfare, John Houston was named to the Planning Board. He was the first black person ever appointed to a major board which was the Planning Board.

Since that time, it have been recognized by mayors and councils that in order to effectively plan for this community, all major segments should be represented.

While Mr. Anderson and other blacks have represented the total community as members of the various boards, they do provide insights into the planning and activities which only a black can provide related to the black perspective.

With the advent of Community Development, the Planning Board has a more significant role than ever, because they have an expanded program development role to play which goes beyond the physical area but also includes social and economic. Such

was not the case when Mr. Houston served on the Planning Board.

Consequently, the City can ill afford to lose the representation of a black individual on such a major city board as is the Planning Board. Further, it is my contention that such an action if not violating the letter of the City's Affirmative Action Plan, certainly violates the spirit of it.

I, therefore, urge the Mayor to reconsider his appointment of an individual to fill Mr. Anderson's slot. In addition, I ask that the Mayor re-appoint Mr. Anderson who, I understand, has an interest in still serving.

This man has had as good or better attendance record as other Planning Board members and that has been inclusive of a leg amputation and, subsequently, attendance with one leg.

If the Mayor chooses not to re-appoint Mr. Anderson, I am then suggesting that his vacancy be filled by another black individual.

Certainly, not to threaten the Mayor but to advise the Council, my fellow policy makers, that if the Mayor fails to comply with my urging and suggestion, I ask your endorsement of rejection of any appointments which he makes to the Planning Board.

Sincerely,

JOEL I. FERGUSON,
Councilman-at-Large.

Referred to Committee of the Whole.

June 2, 1975

Honorable Mayor Graves and
Members of City Council
City Hall
Lansing, Michigan

Dear Mayor and Council Members:

I am quite disturbed at the alarming number of half-way houses that are being located within the City of Lansing. Lansing has reached its saturation point for half-way houses, and other communities must share in the responsibility of providing space for such establishments.

In a grant application approved by City Council several weeks ago, New Way In was requesting community development funds for a new young offenders program. It was my understanding that the project, which would house twenty (20) young offenders, would have a location outside the City of Lansing since New Way In is expanding to service the tri-county region.

However, I have been informed that the project is contemplating establishing residence within the City limits. In my opinion, Lansing cannot sufficiently absorb the po-

tential influx of recipients in need of the services.

I have no objection to providing a local match to help fund this regional program. But I do object to locating here in Lansing at the present time.

Respectfully submitted,

JAMES D. BLAIR,
Councilman At Large.

Referred to Committee of the Whole.

May 30, 1975

Honorable Mayor and City Council
Lansing, Michigan

Gentlemen:

I would like to bring to your attention a problem that has been of primary concern for the last several years.

As our neighborhoods are changing, it seems that more and more homes are being rented with the owners living elsewhere. While many renters are conscientious concerning their homes, many lack the pride in caring for and maintaining a part in their community. These few renters have made living an unbearable experience in some cases. This problem cannot be limited to college students, single men or women, rich or poor.

Contrastly, older citizens, especially senior citizens who do have pride in their community and own their homes but cannot afford to move, are caught living in an area where loud music, all-night visitors, barking dogs, loud and obscene language, are common place.

My intention right now is to find whatever ordinances are necessary to check this movement away from normal living conditions to unreasonable living conditions. I will be asking input from the Building Inspector's Office, Public Service, Human Relations, Police and City Attorney's office, to develop city ordinances and codes to curb this problem.

Thank you.

Sincerely,

ROGER T. MAY,
Councilman—First Ward.

Received and Placed on file.

May 30, 1975

Honorable Mayor Gerald W. Graves
and Members of City Council
City of Lansing
Lansing, Michigan 48933

Gentlemen:

The Human Relations Committee is requesting your approval to change the date of their monthly meeting to Thursday, June 5th.

The regular meeting date is the second Thursday of each month.

Sincerely,

RICHARD D. LETTS,
Director,
Lansing Human Relations,
Equal Opportunity Officer.

Received and placed on file.

June 2, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and

Council Members:

During the latter part of this past week, Ingham County Circuit Judge Ray Hotchkiss, continued his injunction against the Cinema X Adult Theater, until a full trial takes place in the future. Judge Hotchkiss, at the time, stated that until the local and State legislative bodies approved measures dealing with pornography, that he found it necessary in the void to act as the "public's conscience." I think it is obvious that he was including the City Council in the aforementioned.

In regard to this matter, I had requested of you earlier in the week immediate action in the following manner:

1. That you approve the second, or stronger of the two ordinances I have forwarded to you, and that you do so without delay. This ordinance covers indoor and outdoor theaters, adult bookstores, general magazine racks, mechanical devices (Movies, etc.). It provides for a \$100 fine, or imprisonment not to exceed 90 days, or both, and each day the violation continues makes for a separate offense. Further, I am confident that it is acceptable according to the latest U. S. Supreme Court guidelines, and will set a "community standard."
2. If you are of the opinion that it is "too hot of a potato," "not sure," "it may be a bit costly," or for any reason you chose not to vote on the matter, as you have done so far, then put the matter on the ballot for the public to speak. I am willing to face that test and I am sure there are a lot of other people in this community very

willing, also, to face up to it. The total answer will be in the number of votes "for" and "against." That in itself will give us the "community standard."

In response, you asked me to determine from what account the necessary \$20,000, or thereabouts, should come from. In reviewing the past, I wish to point out:

—That you were provided \$1,040,000 for each of Entitlements One and Two of the Federal Revenue Sharing Funds, or in excess of \$2,000,000, of which you expended approximately \$2,108,000 for a variety of programs, including \$200,000 for the Gier Park facility construction; \$300,000 for the Dodge Mansion; \$175,000 for the acquisition of riverfront property; \$15,000 to the Fine Arts Council; \$33,000 for social service salaries in the Planning Department, \$13,000 in Hunter Park; \$250,000 for the Holmes Road-Waverly Road sanitary sewer, etc.

—For the fiscal year 1974-75, City Council had an Emergency Fund of \$300,000, of which \$60,000 approximately is left.

—In fiscal years 1973-74 and 1974-75, I responded in the Budget Recommendations to your expressions of a strong need for a new Police Department Building by providing \$1,000,000 for that facility. To date, you have expended \$600,000 for other facilities instead, leaving a balance of only \$400,000 from which approximately \$200,000 will be necessary to put the recently purchased Grant's Building into operation. Of the remaining \$200,000 you have tentatively committed all of it, and more.

The aforementioned represent some of the excess of funds provided to you in the recent past, and you have done away with most. In regard to the estimated \$20,000 to fight pornography, I recommend that you rearrange your priorities pertaining to the balance in the third item, above-mentioned, making the fight against pornography a top priority. Should you feel such is not to your liking, I recommend that you appropriate the \$20,000 from the \$60,000 estimated balance in the Emergency Fund. Certainly this expenditure would represent an "emergency" than some of the expenditures which have already taken place from that account.

In regard to the ordinance in question, I recommend, once again, your approval of the second, or the stronger of the two ordinances, I have forwarded to you in the past. As I mentioned to you before, I don't think that a decision on the matter can any longer be postponed—law enforcement personnel and the judicial are in need of a decision.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Ordinance and Contracts.

May 30, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall
Lansing, Michigan
Dear Mayor Pro-Tem and
Council Members:

On March 31, 1975, you unanimously approved a Resolution to provide \$5,164,000 of Community Development funds (when available after July 1) "to be used as a match with L.E.A.A. funds from the State of Michigan for said residence . . ." Then on May 5, 1975, you unanimously approved \$68,968.00 as "Match Money" for "a 1975 LEAA Sub-grant (\$68,967.00) (sic) used to provide financial assistance to New Way In, Inc.'s, full and complete performance . . ." My veto of this action was overridden by an 8-0 vote.

One Councilman has advised, as of this date, that he has learned from the Tri-County Planning Commission that the net effect of this action is to bring another half-way house into the City of Lansing to service at least 20 former criminals from the Tri-County area. In the recent past, I requested of an official appearing at a public hearing, information regarding how many half-way houses were now located in the City of Lansing in comparison with out-Lansing areas. As of this date, such information has not been received but it is becoming more and more apparent that Lansing is receiving, and you are permitting, more half-way houses all the time.

I advise so that you may reconsider your action.

Sincerely,
GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

May 29, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall
Lansing, Michigan
Dear Mayor Pro-Tem and
Council Members:

This is to advise that I have on this date forwarded a communication to the Legal representative of one, Richard Baker, the notice to provide that former City employee with a Hearing by the Chief Executive. Such Hearing has been scheduled in the Conference Room of the Mayor's Office

to commence at 9:00 a.m., June 5, 1975. This is the third Hearing by the Chief executive that I have granted in the more than six years I have held the office of Mayor.

In the past, I have reinstated one employee and rejected the appeal of another. Both of the past hearings were in private session inasmuch as that dealt with personnel matters. I am of the opinion, at this time, that the same format will be used.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

June 2, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall
Lansing, Michigan
Dear Mayor Pro-Tem and
Council Members:

On Friday, May 30, 1975, U. S. Bankruptcy Judge Edward Benson ordered the adjudication of the bankruptcy claim of Diamond-Reo Truck Company. This decree in bankruptcy was made by Judge Benson with what he called "great regret."

In declaring Diamond-Reo Truck Company bankrupt, Judge Benson appointed a Bankruptcy Trustee in charge of the Company's assets, and directed him to present any offers to buy the plant and the Diamond-Reo assets to him within 30-45 days, and further, that such be sold in bulk. This in itself paves the way for buyers to make a total purchase, rather than a piece by piece purchase, and lends itself to a strong possibility that Diamond-Reo will once again go into operation.

As you are aware, the City of Lansing has for several months been involved in financial attempts to save the Diamond-Reo Truck Company. Prospective buyers were not located in sufficient time to forge a total plan for the complete take-over of the truck manufacturing operation, sales, etc. In Bankruptcy Court on this past Friday, the Swedish ship-building firm, Kockums, still expressed an interest in buying the company, but could not complete the necessary details in time—the group headed by James Duncan came within \$1.5 million, through the assistance of local financial houses, of reaching its goals. I am pleased that both of the aforementioned are proceeding, the goal being to present a total plan to the Bankruptcy Trustee. In addition, I wish to advise that three other prospective buyers entered the picture relatively late, and of these one expressed the

desire to wait until after adjudication before making a proposal.

Therefore, it is the intent of my office to continue to participate, wherever needed, with strong hopes that whatever assistance can be granted to any prospective buyer will in a small way lead to a successful conclusion.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

June 2, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and

Council Members:

On May 27, 1975, the Michigan State Building Commission unanimously adopted the following resolution:

"That, the head of the Department of Management and Budget be instructed to seek an opinion from the Attorney General to determine if the Michigan Legislature has violated various sections of State law, and the State Constitution (Article III, Section 1 and Article V, Section 9), by permitting certain main offices to be located outside the corporate limits of the City of Lansing, and further, that he grant specifics in his opinion as to which offices are now required by law to be located in the Capitol City, in conformance with the State Constitution and various State laws."

In approving the aforementioned, the Commission was concerned over the fact that the State Constitution and various State laws require certain offices to be located within the City of Lansing, and that such may not be the case presently, or in the future. The Commission has in the past, expressed concern and reservation over the so-called Secondary Complex, being developed in Eaton County. Originally, the Commission was advised that the 700 acres of the Secondary Complex, located southwest of I-96, along US-27, acquired by the State at a cost of \$1,328,500, was to be used for warehousing, services, testing and research and for training facilities. Warehousing for the State Liquor Control Commission, the State Police Training Academy and Administration Building, and the Michigan Department of Transportation and State Highways' Sign Shop have been located on the site, and plans call for the relocation of the State Motor Pool facility at the Secondary Complex within the year. However, without the advice and consent of the

Michigan State Building Commission, the Michigan Legislature authorized one office building to be constructed on the site, and such is already underway.

It is this latter facility that is concerning the Commission, some State employees, and others, in that contrary to the original policy, employees of the Labor Department of the State of Michigan, Workmen's Compensation, and others, are expected to be moved to the Secondary Complex shortly after August 1, 1975. It is expected that anywhere from 500 to 1,000 employees will be moved there. I trust that this matter concerns you, also.

To refresh your memory, I quote the following from pages 17 and 18 of my State of the City Message, dated January 13, 1975:

"Over a decade ago, the State of Michigan initiated plans for an aggressive building program in the heart of downtown Lansing to consolidate its numerous offices and departments into a single State governmental complex, capped by a new State Capitol Building. During this time frame it has been represented by concerned individuals on the State level that all principal State offices would eventually be located in this downtown complex. A Secondary Complex, being developed outside the City of Lansing, would then be utilized only for warehousing and certain other supportive facilities which were not suited for a downtown location. To that end, the State purchased approximately 55 acres directly west of Lansing's Central Business District to locate these contemplated State buildings. The last building was completed in 1968, and as of this date, 44 acres remain vacant with no construction or development of these parcels realistically foreseen in the coming years. Conversely, approximately 4,000 State employees will shortly be working in the Secondary Complex and housed in new buildings thereby depriving the City of desperately needed income tax revenues from these individuals. This vacant land is valued at approximately \$5.7 million and it has left an unsightly scar in the heart of our City. Moreover, contrary to City ordinance which the State has not seen fit to comply with, blocks of this land have been turned into gravel parking lots and left unpaved in opposition to normal requirements followed by property owners within the City. Not only has the situation created an unsightly geographical location for adjacent property owners, it has also deprived the Central City area of thousands of displaced residents, the property taxes they would pay and the accompanying potential for future growth and development.

I am of the opinion that this state of affairs cannot be allowed to persist and generate further intensified development in the suburban areas, with shallow promises for the Central City. The State of Michigan has a Constitutional obligation, and indeed a moral one, to locate State agencies within the City of Lan-

sing. This inaction and procrastination should be challenged by the City through a law suit requesting judicial assistance in ordering the State to locate new construction in the complex area and decrease future development in the Secondary Complex area. The City Council should move forthwith to direct the City Attorney to explore the legal ramifications of such a course of action."

To date, there has been no policy decision laid down by you in regard to the aforementioned. Therefore, I wish to inform that I will be researching, still further, the direction of the State of Michigan on this matter.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole and City Attorney.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING RESOLUTIONS — YOU MAY SPEAK ONLY FOR 3-MINUTES ON ANY ONE RESOLUTION.

No persons spoke.

RESOLUTIONS

By Committee on Public Service and Highways—

Resolved, That the Purchasing Director be and he is hereby directed to advertise, as provided by law, for sealed proposals for 1975 Blacktop Construction, PS 18023 in accordance with the plans and specifications on file in the office of the City Engineer. Proposals to be received up to 3:00 P.M., Local Time, Tuesday, June 24, 1975.

Each proposal to be accompanied with a certified check or bidders bond in the sum of 5% of the proposal.

Right is hereby reserved to accept any proposal, to reject any or all proposals and to waive defects in proposals.

No bids may be withdrawn after the above date and time for receiving bids for a period of forty-five (45) days.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and Highways—

Resolved, That the Purchasing Director be and he is hereby directed to advertise, as provided by law, for sealed proposals for 1975 Curb & Gutter Contract—P.S. 58016 in accordance with the plans and specifications on file in the office of the City

Engineer. Proposals to be received up to 3:00 P.M., Local Time, Tuesday, June 24, 1975.

Each proposal to be accompanied with a certified check or bidders bond in the sum of 5% of the proposal.

Right is hereby reserved to accept any proposal, to reject any or all proposals and to waive defects in proposals.

No bids may be withdrawn after the above date and time for receiving bids for a period of forty-five (45) days.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and Highways—

Resolved, That the Purchasing Director be and he is hereby directed to advertise, as provided by law, for sealed proposals for Storm & Sanitary Sewers for Hughes Road, Prospect Street and Others—P.S. 75088 in accordance with the plans and specifications on file in the office of the City Engineer. Proposals to be received up to 3:00 P.M., Local Time, Tuesday, June 24, 1975.

Each proposal to be accompanied with a certified check or bidders bond in the sum of 5% of the proposal.

Right is hereby reserved to accept any proposal, to reject any or all proposals and to waive defects in proposals.

No bids may be withdrawn after the above date and time for receiving bids for a period of forty-five (45) days.

Adopted by the following vote:

Unanimously.

By Committee on Redevelopment—

Resolved by the City Council of the City of Lansing:

That the Mayor and City Clerk be and are hereby authorized and directed to execute an amendment to the contract for professional services dated February 3, 1975, between the City of Lansing and Robert L. O'Boyle Associates, Inc., for an additional amount not to exceed \$15,712.00, after approval as to form by the City Attorney and certification as to the availability of funds by the Finance Director.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That it is hereby determined to be a matter of public health and necessity to reconstruct the existing sanitary sewer in Prospect Street from Clifford St. to Lathrop St. for the purpose of repairing said sewer, and that the construction of this work is hereby ordered.

And Further, that the cost of this construction is to be financed by the City's portion of the sanitary sewer account.

The Department of Public Service is hereby directed to prepare as far as necessary, plans and specifications for this project, and it is further directed to estimate in detail the cost of said project and to furnish said information to the City Council.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

That the Council meeting of Monday, June 9, 1975, be changed to Tuesday, June 10, 1975, due to Community College Election being held on Monday, June 9, 1975.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and Properties—

That the legal owner, Mrs. Margaret T. Sabrosky, of the property located at 708 N. Cedar St., and described as the N. 45 ft. of W 4 R, Lot 15, Block 17, Original Plat, did submit a written request to the Building Commissioner to demolish the two (2) story residential structure, remove the debris, fill and grade the site, and all cost to be applied to the property tax roll, resolved

That the Building Commissioner be authorized to proceed with the demolition of said structure and the Purchasing Agent to proceed with obtaining quotes for same.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

Whereas, Act 223, P.A. 1909 as last amended by Act 196, P.A. 1970, provides for the conveyance of State-owned tax-reverted lands to municipal units for public purposes; and

Whereas, on February 5, 1975, pursuant to the applicable provisions of the above mentioned acts, the City of Lansing made application to the State of Michigan, Department of Natural Resources, Lands Division, to acquire the following described land for a public purpose in accordance with Option No. 2:

"N. 17 ft. of Lot 11 & 16 ft. of Lot 12, Block 1, Handy Home Addition, (1404 High St.) City of Lansing"; and

Whereas, on March 24, 1975, the Department of Natural Resources for the State of Michigan conveyed (deeded) said land to the City of Lansing; and

Whereas, the City of Lansing has set up the necessary procedures and controls to provide for the proper distribution of all funds which will be received from the subsequent sale of said land in conformity with the above mentioned acts;

Now, Therefore, Be It Resolved that the City of Lansing is authorized to sell said land in conformity with Option No. 2 of the above mentioned acts; and

Further Be It Resolved that said land shall be sold to Willie B. Verser (the widow of Roosevelt Verser, who had been purchasing said land pursuant to a land contract prior to the time of said land reverted to the State of Michigan) for payment of the back-taxes owed on said land, the exact amount of which shall be computed by the Ingham County Treasurer.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas the City of Lansing through the Lansing City Demonstration Agency and the County of Ingham entered into a contract on January 8, 1974, effective from August 1, 1973 through June 30, 1974, to provide for a Dental Services program (PN 117); and

Whereas, said contract was amended on June 11, 1974; and

Whereas, said contract was amended again on August 23, 1974; and

Whereas, pursuant to said contract as amended the City of Lansing agreed to pay the County of Ingham a total not to exceed \$105,527.00 and in accordance with budgetary provisions of the contract as amended; and

Whereas, Seidman and Seidman, certified public accountants, have found that the total expenditures did not exceed the total budget but the budget category "Consumable Supplies" was exceeded and that unless ratified by City Council of the City

of Lansing, the expenditures for "Consumable Supplies" should be considered as ineligible costs because they do not conform with the contract budget allocations,

Now, therefore, be it resolved, that the City of Lansing hereby authorizes and ratifies the expenditures as follows:

Category	Budget	Amount
Personnel	\$ 28,381.00	\$ 27,048.00
Consultants and contract services	58,896.00	47,105.00
Travel and conferences	362.00	50.00
Occupancy	6,931.00	5,924.00
Consumable supplies	6,086.00	9,125.00
Equipment	4,871.00	2,122.00
	<u>\$105,527.00</u>	<u>\$ 91,374.00</u>

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the State of Michigan has established a statewide goal for the development and redevelopment of streets, bridges, pathways and roads to provide space for non-motorized vehicles, and for handicapped and non-handicapped pedestrians; and

Whereas, it is the intent of the City of Lansing to develop a Bike Route Master Plan in conjunction with the State of Michigan; and

Whereas, Lansing's Red Cedar Bike Path shall be developed in three phases:

Phase I — Downtown Central Business District and Lansing Community College to Pennsylvania

Phase II — Pennsylvania to Kalamazoo

Phase III—Kalamazoo to Michigan State University; and

Whereas, the first phase of the project will consist of preliminary engineering studies of which a percentage of the cost will be required as the City's match share; and,

Whereas, Phase II and III will be held open pending the results of additional citizen and planning input;

Now, Therefore, Be It Resolved that the Committee on Parks and Recreation and the Committee on Finance shall work cooperatively with the Planning Department and the Public Service Department in implementing the preliminary engineering study of the first phase; and,

Be It Further Resolved that the City's match share of the monies required shall be transferred from Emergency Fund to hire a consultant to provide the above described preliminary engineering; and,

Be It Finally Resolved that the Committee on Parks and Recreation be hereby directed to hold public hearings and make recommendations to the Planning Department and the Public Service Department to establish priorities for Lansing's Bike Route Master Plan.

After discussion it was moved by Councilman Brenke that the resolution be tabled for one week.

Lost by the following vote:

Yeas: Councilmen Belen, Brenke, Gunther, May—4.

Nays: Councilmen Blair, Ferguson, McKane—3.

By Councilman Belen (Gunther)—

That the resolution be amended as follows

In the last paragraph after the word "hearings" insert the following "prior to transfer of funds for the hiring of a consultant."

Adopted by the following vote:

Unanimously.

The resolution as amended was adopted by the following vote:

Yeas: Councilmen Belen, Blair, Ferguson, Gunther, May, McKane—6.

Nays: Councilman Brenke—1.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows:

\$ 500.00	from Education & Training— Police Admin. A/C 101-305-000-960
\$ 500.00	to Transportation— Police Admin. A/C 101-305-000-860
\$ 600.00	from Handicapped—Oper. Supplies A/C 101-710-000-740
600.00	from Handicapped—Equipment A/C 101-710-000-977 \$1,200.00 to Handicapped—Wages A/C 101-710-000-706
\$2,400.00	from Swimming Wages A/C 101-711-000-706
\$2,400.00	to Swimming Maintenance Supplies A/C 101-711-000-775

\$ 500.00 from Craft Salaries—Cedar Recr.
A/C 101-726-000-702

\$ 500.00 to Craft Wages—Cedar
Recr.
A/C 101-726-000-706

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

TERRY J. McKANE,
WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT I

By Committee on Public Service and
Highways—

Resolved by the City Council of the City
of Lansing:

That it is hereby determined to be a public necessity to reconstruct & repair Sanitary Sewer in Prospect Street from Clifford St. to Lathrop St. as ordered (See Resolution dated 6-2-75, P.S. 37025, on file with the City Clerk).

That the Department of Public Service be and hereby is directed to cause to be prepared so far as necessary, diagrams and plats of the whole of said district, and/or plans and specifications for such project, and is further directed to estimate in detail the cost of said project, and furnish said information to the Council.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT II

By Committee on Public Service and
Highways—

Resolved by the City Council of the City
of Lansing:

That the plans and specifications returned by the Department of Public Service in pursuance of the resolution of this Council.

Resolution date 3-19-73

P.S. No. 58016

Property Benefited: All lands fronting on Stoneleigh Drive from the South plat line of Tammany Hills Subd. to the South end of the street, except all public streets and alleys and other lands deemed not benefited.

Resolution date 8-26-74

P.S. No. 14086

Property Benefited: All lands in Parkside Subdivision (the south side of Tecumseh River Drive between Westbury and Dilling-

ham, excepting all public streets and alleys and other lands deemed not benefited.

Resolution date 6-12-73

P.S. No. 64103

Property Benefited: All lands fronting on Richmond St. from Jolly Rd. to Reo Rd., excepting all public streets and alleys and other lands deemed not benefited.

Resolution date 9-3-74

P.S. No. 25038

Property Benefited: All lands along Theodore Street from Cawood to Comfort St., excepting all public streets and alleys and other lands deemed not benefited, be received, approved and placed on file.

The Engineer's estimated expense of said improvements are as follows:

Project No. P.S. 58016

Assessment Roll No. C & G

Intersection and

City Contribution _____ \$ 8,000

Assessable to Property Owners _____ 39,000

Total Project Cost _____ \$47,000

That the Purchasing Director be directed to advertise and let for bid the specifications for said projects as submitted by the Department of Public Service.

That the City Assessor be, and is directed, to make special assessment installment rolls, based upon bids to be received and other related costs of construction, and return same to the City Council.

I hereby certify that funds are available and encumbered for the City of Lansing's share of said project.

EDWARD PERRY,
City Controller.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and
Highways—

Resolved by the City Council of the City
of Lansing:

That the plans and specifications returned by the Department of Public Service in pursuance of the resolution of this Council.

Resolution date 4-14-75

P.S. No. 75088

Property Benefited: All land fronting on Hughes Rd. from Jolly Rd. to the South line of Lot No. 155 of Maple Grove Farms No. 3, and in Moffit St. from the Easterly end to the Westerly end, excepting all public streets and alleys and other lands deemed not benefited.

Resolution date 6-2-75

P.S. No. 37025

Property Benefited: All land fronting on Prospect St. between Clifford and Lathrop, excepting all public streets and alleys and other lands deemed not benefited, be received, approved and placed on file.

The Engineer's estimated expense of said improvements are as follows:

Project No. P.S. 75088

Assessment Roll No. (Storm Sewer)

Intersection and	
City Contribution	\$ 28,000
Assessable to Property Owners	73,000
Total Project Cost	\$101,000

Project No. P.S. 37025

Assessment Roll No. (San. Sewer)

Intersection and	
City Contribution	\$ 25,000
Assessable to Property Owners	—0—
Total Project Cost	\$ 25,000

That the Purchasing Director be directed to advertise and let for bid the specifications for said projects as submitted by the Department of Public Service.

That the City Assessor be, and is directed, to make special assessment installment rolls, based upon bids to be received and other related costs of construction, and return same to the City Council.

I hereby certify that funds are available and encumbered for the City of Lansing's share of said project.

EDWARD PERRY,
City Controller.

Adopted by the following vote:

Unanimously.

By Councilman McKane—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$479,624.33.

Signed:

TERRY J. McKANE,
WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

INTRODUCTION OF ORDINANCE

An Ordinance of the City of Lansing, Michigan, providing that Chapter 9 of the Code of Ordinances be amended by adding a new subsection (g) to section 9-33 by revising section 9-37, by adding a new section to be numbered 9-54.1; and by adding new subsections (3) and (4) to section 9-55 of said code was introduced by Councilman Belen, read a first and second time by its title, and referred to the Committee on Ordinance and Contracts.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

That Councilman Anas be excused from the session.

Carried.

By Councilman Belen—

Resolved by the City Council of the City of Lansing:

That the resolution adopted May 27, 1975, relative to the placing a Charter amendment on the August 5, 1975, ballot be reconsidered and a substitute resolution be adopted placing it on the November 4, 1975 ballot.

Lost by the following vote:

Yeas: Councilmen Belen, Ferguson, Gunther, May—4.

Nays: Councilmen Blair, Brenke, McKane—3.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

That the appointments by Mayor Graves to the Public Service Board be taken from the table.

Carried.

By Councilman Ferguson—

That the appointment of Lyle Stephens and Dale Granger to the Public Service Board be confirmed.

Carried.

George Abraham representing Solomon & Sons spoke relative to the decision of the CATA Board as to the purchase of property for a new bus garage.

Meeting adjourned at 8:30 P.M.

THEO FULTON,
City Clerk.

Lansing, Michigan

June 2, 1975

F/M

CITY CLERK'S OFFICE

Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE

U. S. POSTAGE

PAID

Permit No. 1461

Lansing, Michigan

475

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, June 10, 1975

CITY COUNCIL ROOMS

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Anas, Belen, Blair, Brenke, Ferguson, Gunther, May, McKane—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Belen.

Pledge of Allegiance was given.

The record of the previous session was approved as printed.

PUBLIC HEARING

June 10, 1975 at 7:30 o'clock being the time set as the time for holding a public hearing on the proposed demolition of buildings at:

1118 Kingsley Court—owned by William Jenkins, John Clear, Jr., and Harry Drennan.

1302 Chelsea Street—owned by Mrs. Vivian White.

The Mayor asked if there was anyone present that wanted to be heard on this proposed demolition of buildings.

Referred to Committee on Buildings and Properties.

HEARING

For representatives from taxing units which levies ad valorem property taxes in the City of Lansing for application of an industrial facilities exemption certificate for Lindell Drop Forge Company, in Lansing Industrial Development District No. 2 at 2830 South Logan Street.

Ray Steeb, Lansing Metropolitan Development Authority, spoke.

Referred to Committee of the Whole.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

HEATING AND AIR CONDITIONING—Anderson Air Conditioning, Inc., Accurate Air Conditioning, Inc., J. M. Climate Control, Capital City Sheet Metal Co., Jipson Mechanical Contractors, Inc., Ely Plumbing & Heating, Harold R. Taylor dba Taylor Heating.

BUILDING WRECKER'S—Granger Construction Co.

SECOND HAND STORE—Grant's New & Used Furniture.

ELECTRICAL CONTRACTOR—William Huntley.

DRAINLAYER—Dalton Plumbing Company.

PUBLIC DRIVERS—Jon Stewart Greig, Kenneth Scott, John Lee Wingo.

WRECKER—Rhynard's Truck Sales, Inc.

MECHANICAL DEVICES—Timberlanes, Golden "8" Ball, Bill's Bar, Hall of Fame, Velvet Rail, W & T Pool Hall, Yankee Cone.

Referred to Committee on Ordinance and Contracts.

Claim filed by Doris Carr for injury received due to fall on sidewalk.

Referred to City Attorney and Public Service Department.

Petition filed for rezoning:

Z-23-75—

That part of Lot 24, Assessor's Plat No. 57 commencing at a point on the north right-of-way line of North Grand River Avenue, 50 feet from the Southeast corner of Lot 24, thence north perpendicular to North Grand River Avenue a distance of 20 feet to the point of beginning, thence northwesterly parallel to Grand River Avenue 15 feet; thence northeasterly at right angles 15 feet; thence southeasterly at right angles 15 feet; thence southwesterly to the point of beginning, City of Lansing, Ingham County, Michigan from "A" One Family Residence District to "F" Commercial District—(2338 North Grand River Avenue).

Referred to Planning Board.

Stanley Martin of Quality Dairy submits corrected legal description for zoning petition Z-18-75—5100 South Waverly Road.

Referred to Planning Board.

Letter from Capital City Baptist Church relative rezoning petition Z-60-74—5430 South Washington Avenue.

Referred to Committee on Planning.

Joe Joseph's Pro Bowl requests special use permit for building in flood plain area.

Referred to Planning Board and Water-front Development Board.

Request from Eyde Construction Co. for abandonment of a portion of the Gilkey Drain Easement.

Referred to Public Service Board and Committee on Public Service and Highways.

Request from The Silver Dollar Saloon to open establishment one night a week for persons under eighteen.

Referred to Committee on City Affairs and Committee on Ordinance and Contracts.

Request to close off 1100 block Seymour St. on July 12, 1975 for a block party.

Referred to Committee on City Affairs.

Request from Johnson Furniture Co. to build a mansard roof marquee on store front at 1121 South Washington Ave.

Referred to Committee on Planning and Building Department.

Department of Natural Resources—State of Michigan submits a state deed for property at Westbury Rd. and Delta River Dr.

Referred to Committee on Public Service and Highways.

Letter from Charter Township of Delhi requesting Sanitary Sewer Service and allocation of funds pursuant to agreement with City of Lansing for construction and maintenance of Sanitary Sewer System.

Referred to Public Service Director and Committee on Public Service and Highways.

Letter from Ingham County Health Department in regard to purchase of non-expendable property of Model Cities.

Referred to Committee of the Whole.

Information Services Bulletin from Tri-County Regional Planning Commission, Capital Area Council of Governments, Michigan State University's College of Engineering relative waste recovery system and public hearing to be held on June 18, 1975 at 7:30 p.m.

Referred to City Attorney, Public Service Director and Committee on Public Service and Highways.

Continental Cablevision of Lansing, Inc. submits the March 31, 1975 Balance Sheet and Operating Statement.

Received and placed on file with copy to City Attorney and Committee of the Whole.

REPORTS OF COMMITTEES

The Committee on ORDINANCE AND CONTRACTS approves the following applications and bonds for licenses:

HEATING AND AIR CONDITIONING—Anderson Air Conditioning, Inc., Accurate Air Conditioning, Inc., J. M. Climate Control, Capital City Sheet Metal Co., Jipson Mechanical Contractors, Inc., Ely Plumbing & Heating, Harold R. Taylor dba Taylor Heating.

BUILDING WRECKER'S—Granger Construction Co.

SECOND HAND STORE—Grant's New & Used Furniture.

ELECTRICAL CONTRACTOR—William Huntley.

DRAINLAYER—Dalton Plumbing Company.

PUBLIC DRIVERS—Jon Stewart Greig, Kenneth Scott, John Lee Wingo.

WRECKER—Rhynard's Truck Sales, Inc.

MECHANICAL DEVICES—Timberlanes, Golden "8" Ball, Bill's Bar, Hall of Fame, Velvet Rail, W & T Pool Hall, Yankee Cone.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of the

Committee to Combat Huntington's Disease for permission to distribute printed information and collect funds in the downtown area on June 14, 1975, reports as follows:

The Committee recommends permission be granted provided the Charitable Solicitation Permit will be obtained from City Clerk's office.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the request of the Granger Construction Co. for an increase in their landfill rates from fifty cents (50¢) per cubic yard to sixty-five cents (65¢) per cubic yard, reports as follows:

We recommend approval of this request effective July 1, 1975. This rate increase has been reviewed by our Internal Auditor and has his approval.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred the rezoning petition Z-14-75 for property at 221-223 North Walnut Street from "D-M" Multiple Dwelling District to "D-1" Professional Office District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
LUCILE BELEN,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred the rezoning petition Z-15-75 for property at 5101 South Waverly Road from "E-2" Drive-In Shop District to "F" Commercial District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
LUCILE BELEN,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred the rezoning petition Z-16-75 for property at 1306 West Jolly Road from "A" One Family Residence District to "C" Two Family Residence District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
LUCILE BELEN,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred the rezoning petition Z-2-75 for property at 3313 West Mt. Hope Avenue from "D-M" Multiple Dwelling District to a Community Unit Plan District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
LUCILE BELEN,
Committee on Planning.

By Councilman Gunther—

That the Report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

DATE: 6-5-75

TO: Mayor & Members of City Council

FROM: James W. Dowsett, Director of
Finance

SUBJECT: Planned Use of Funds Report—
6th Entitlement Period of Federal
Revenue Sharing—Year
Ending 6-30-76

In accordance with the rules and regulations pertaining to the "State and Local Fiscal Assistance Act of 1972" (Federal Revenue Sharing), I submit to you the Planned Use of Funds Report for the 6th Entitlement Period of Federal Revenue Sharing reflecting the planned use of funds to be received for the year ending 6-30-76.

I have also submitted this report along with supplemental documentation to the City Clerk under cover of a separate letter dated June 5, 1975 so that it might be made available for public inspection as required in the regulations.

In addition to filing this report with the City Clerk for public inspection the following steps must be taken by the City.

- 1) The news media must be advised of the date that this report will be published in the local newspaper and copies provided upon request.
- 2) The Planned Use of Funds Report must be published in a newspaper of general circulation within the geographic area of the City.
- 3) The Planning Use of Funds Report must be mailed to the Office of Revenue Sharing, Washington, D.C., to be received before June 24, 1975.

My suggested timetable is that a press release be made by June 12, 1975 and publication of the report be made in the local newspaper by June 17, 1975. I will then release the report to the Treasury Department on June 19, 1975 so that they might receive it before June 24, 1975.

JAMES W. DOWSETT,
Director of Finance.

Referred to Mayor's Office and Director
of Finance.

June 3, 1975

Honorable Mayor and Members
of the Lansing City Council
Lansing, Michigan

Re: Claim of Donald A. Matt for damage to right front door of his car alleged to have been caused when police officer opened his car door and struck that of Mr. Matt.

Gentlemen:

The above claim was referred to the City Attorney's office for investigation and recommendation. After a thorough review of the facts surrounding this claim and the damages alleged, it is the recommendation of this office that the claim be denied as there appears to be no negligence on the part of the city.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Anas—

That we concur in the recommendation of the City Attorney.

Carried.

June 4, 1975

Honorable Mayor and Members
of the Lansing City Council
Lansing, Michigan

Re: Claim of Mrs. Clyde Sairls for damage to car alleged to have been caused when she hit pile of snow.

Gentlemen:

Your City Attorney, to whom was referred the above claim, has made an investigation thereof and, on that basis, recommends that the claim be denied. There is no evidence to substantiate the amount of the claim, nor that the city was negligence. There does appear to be some negligence on the part of Mrs. Sairls.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Anas—

That we concur in the recommendation of the City Attorney.

Carried.

June 4, 1975

Honorable Mayor and Members
of the Lansing City Council
Lansing, Michigan

Re: Claim of John K. Davidson for damage to car which it is alleged hit hole in street.

Gentlemen:

Your City Attorney, to whom was referred the above claim, has made an investigation thereof and, on that basis, recommends that the claim be denied. Mr. Davidson has not shown that the city had prior knowledge of the defect in the street.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Anas—

That we concur in the recommendation of the City Attorney.

Carried.

June 3, 1975

Honorable Mayor and Members
of the Lansing City Council
Lansing, Michigan

Re: Claim of Harry T. Ayres for damage to five rooms of his home when sewer backed up.

Gentlemen:

The above claim, in the amount of \$1,437.00 was referred to this office for investigation and recommendation.

The claim was originally referred to Auto-Owners Insurance Company, but due to the fact that the City carries a \$1,000.00 deductible for damages of this nature, the insurance carrier returned the claim and advised this office that they would pay only the amount in excess of \$1,000.00, which is \$437.00.

After a thorough review of the facts and circumstances surrounding this claim, and the damages alleged, it is the recommendation of this office that the claim be allowed in the amount of \$1,000.00, subject to claimant providing the City Attorney with a signed release of all claims arising out of this incident.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Anas—

That we concur in the recommendation of the City Attorney and that the City Clerk be and she is hereby authorized to draw an order on the City Treasurer in the amount of \$1,000.00, payable to Harry T. Ayres, upon receipt of an appropriate release.

Carried.

June 5, 1975

Honorable Mayor and Members
of the Lansing City Council
Lansing, Michigan

Re: Claim of Mrs. Frances Post for
articles picked up by City after
the flood.

Gentlemen:

Your City Attorney, to whom was
referred the above claim, has made an investigation thereof and, on that basis, recommends that the claim be denied, as there is no demonstration of negligence on the part of the City and the incident occurred in the performance of a governmental function for which the City has governmental immunity.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Anas—

That we concur in the recommendation
of the City Attorney.

Carried.

June 5, 1975

Honorable Mayor and Members
of the Lansing City Council
Lansing, Michigan

Re: Claim of John Dickson for articles
picked up by City after the flood.

Gentlemen:

Your City Attorney, to whom was
referred the above claim, has made an investigation thereof and, on that basis, recommends that the claim be denied, as there is no demonstration of negligence on the part of the City and the incident occurred in the performance of a governmental function for which the City has governmental immunity.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Anas—

That we concur in the recommendation
of the City Attorney.

Carried.

June 5, 1975

Honorable Mayor and Members
of the Lansing City Council
Lansing, Michigan

Re: Claim of Mrs. Roger Gray for articles
picked up by City after the
flood.

Gentlemen:

Your City Attorney, to whom was
referred the above claim, has made an investigation thereof and, on that basis, recommends that the claim be denied, as there is no demonstration of negligence on the part of the City and the incident occurred in the performance of a governmental function for which the City has governmental immunity.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Anas—

That we concur in the recommendation
of the City Attorney.

Carried.

June 5, 1975

Honorable Mayor and Members
of the Lansing City Council
Gentlemen:

Pursuant to a Council directive of January 13, 1975, this office has negotiated with Hammer, Siler, George Associates whose office is in Washington, D. C., for the settlement of Part B of the "Scope of Services" section of the contract between the City of Lansing and Hammer, Siler, George Associates. After extensive negotiations, Hammer, Siler, George Associates has offered to accept a payment of \$3,500 as final settlement for this part of the contract. This office recommends that this offer be accepted and that the City Controller prepare a warrant payable to Hammer, Siler, George Associates in the amount of \$3,500.

Very truly yours,

PETER HOUK,
City Attorney,

By Joan McCallister,
Assistant City Attorney.

By Councilman May—

That we concur in the recommendation
of the Assistant City Attorney.

Carried.

May 29, 1975

Miss Theo Fulton
City Clerk
City of Lansing

Dear Miss Fulton:

Attached hereto are numerous applications for Mechanical Amusement Device Licenses. These applications have been filed with me pursuant to the Lansing City Code, Section 5-17. Therein, I am directed to approve or disapprove such applications. At this time I am forwarding these applications to you without signature for your submission to City Council.

My failure to sign these applications should not be taken as approval, disapproval or a refusal to perform my duty as Chief of Police. The court has barred the City from basing its refusal to act due to moral character of the applicant. This was the only clear directive in the ordinance section mentioned above as to what would or would not constitute grounds for approval of disapproval by me. It therefore strikes me, as a layman in the field of ordinance law, that said directive is no longer applicable and my signature, or lack of same, is of no consequence.

I note further that Council is the ultimate licensing body as found within the above-mentioned code section.

I, therefore, feel that submission of these documents to you is mandated by the court and that the failure of me to follow the code mandate is fully justified by the court.

Respectfully yours,

THOMAS W. O'TOOLE,
Chief of Police.

Referred to City Attorney and Committee on Ordinance and Contracts.

June 5, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached are two (2) proposed Cost Agreements for Traffic Signal Controls between the City of Lansing and the Michigan State Highway Commission for the following locations:

Signal Permit No. 33011-01-019 — M-99
(Logan) at Main Street

Signal Permit No. 33043-01-001 — Temp.
I-69 (Saginaw) at M-43 (Grand River)

No city funds will be expended on this project.

I would recommend approval of these two Cost Agreements.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

June 4, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is a Letter of Intent submitted by Mrs. Mary L. Smith, owner, to construct an 8-inch sanitary sewer and manhole in Eaton Court from the end of the existing sewer west to serve 1231 Eaton Court.

I recommend the approval of this Letter of Intent.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the Letter of Intent submitted by Mrs. Mary L. Smith, owner, to construct an 8-inch sanitary sewer and manhole in Eaton Court from the end of existing sewer west to serve 1231 Eaton Court, reports as follows:

That the Letter of Intent be approved subject to the receipt of the required bonds and insurance certificates and that all work to be as directed by the Department of Public Service. No City funds are involved as 100% of this cost will be paid by the applicant.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

June 5, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is a Letter of Intent submitted by the U.S. Post Office, to construct curb and gutter on both sides of Collins Road, beginning approximately 300 ft. north of E. Jolly Road, thence northerly 1200 feet (generally abutting the new Federal Postal Building located at 4800 Collins Road).

I recommend the approval of this Letter of Intent.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the Letter of Intent submitted by the U.S. Post Office to construct curb and gutter on both sides of Collins Road, beginning approximately 300 feet north of E. Jolly Rd., thence northerly 1200 feet (generally abutting the new Federal Postal Building located at 4800 Collins Road), reports as follows:

That the Letter of Intent be approved subject to the receipt of the required bonds and insurance certificates and that all work to be as directed by the Department of Public Service. No City funds are involved as 100% of this cost will be paid by the applicant.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

June 5, 1975

Honorable Mayor Gerald W. Graves and
Members of the Lansing City Council
Gentlemen:

Subject: Amendatory Agreement
Project No. 2, Mich. A-6

On June 3, 1975, a meeting was held in the Detroit Area Office of the Department of Housing and Urban Development for the purpose of (a) reviewing HUD's position

on approving our request for certification of local non-cash credits, and (b) determining a close-out date for this project.

We were advised that certain non-cash credits we submitted were not eligible in HUD's opinion. We disagree, but it would take a lawsuit to get HUD to change their determination. This loss of non-cash credits has a direct effect on when the project should close out.

Attached you will find a columnar listing of the two options available to us. In our opinion, it would definitely be in the best interests of the City of Lansing to extend this project until December 31, 1975, for the following reasons,

1. A close out at June 30, 1975, will require the expenditure of local cash (\$18,634 net).
2. A close out at December 31, 1975, will allow adequate time to obtain HUD approval of non-cash credit for the mall to be constructed by Lansing Community College commencing in late July, 1975. Said mall must be under construction to be eligible for non-cash credit. This scheme would result in adequate local non-cash share, and also generate surplus grant (estimated at \$262,954 net), which would be added to our Community Development funds.
3. The added costs that would be incurred between July 1 and December 31, 1975, would be mainly interest costs on our outstanding debt. Incurring these costs would be justified, in that the net result is still a positive return of excess grant at December 31, 1975.

Based on the above, it is our recommendation that HUD should be requested to approve an extension of the completion date of this project from June 30, 1975 to December 31, 1975.

Sincerely,

RONALD G. STONEHOUSE,
Acting Redevelopment
Director,

GEORGE S. LOKKEN,
Program Coordinator.

Referred to Committee on Redevelopment.

June 4, 1975

Honorable Mayor
and City Council
City Hall
Lansing, Michigan

Subject: B-75-353 Auditing Services

Gentlemen:

Attached is the tabulation of bids for the audit of two fiscal years of a U. S. Depart-

ment of Housing and Urban Development Grant entitled 701 Comprehensive Planning and Assistance Grant, specifically Grant No. C.P.A. MI-05-28-0345 for fiscal year July 1, 1973 through June 30, 1974, and Grant No. C.P.A. MI-05-28-0378 for fiscal year July 1, 1974 through June 30, 1975, which were opened at 3:00 P.M., E.D.T. on Tuesday, June 3, 1975.

We recommend acceptance of the low bid submitted by Layton & Richardson in the amount of \$1,000.00.

Respectfully submitted,

VAUGHAN L. MCKINCH,
Purchasing Director,

JAMES W. DOWSETT,
Finance Director.

Referred to Committee on Finance.

REPORT OF COMMITTEE

The Committee on FINANCE, to whom was referred the recommendation of the Purchasing Director and the Finance Director that the low bid submitted by Layton & Richardson in the amount of \$1,000.00 for the audit of two fiscal years of U. S. Department of Housing Development Grant entitled 701 Comprehensive Planning and Assistance Grant, specifically Grant No. C.P.A. MI-05-28-0345 for fiscal year July 1, 1973 through June 30, 1974, and Grant No. C.P.A. MI-05-28-0378 for fiscal year July 1, 1974 through June 30, 1975, be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Finance Director.

Signed:

JOHN T. ANAS,
TERRY J. MCKANE,
JAMES D. BLAIR,
WILLIAM A. BRENKE,
JACK D. GUNTHER,
Committee on Finance.

By Councilman Anas—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

June 4, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: S-75-356 Sale of Vacant Lot

Gentlemen:

One bid for the sale of a vacant lot No. 152 of the Maple Grove Subdivision No. 3 located on the S.E. corner of Moffit and Pleasant Grove Road was opened at 3:00 P.M., E.D.T. on Tuesday, June 3, 1975.

We recommend acceptance of the bid submitted by Roy Markey in the amount of \$1,300.00.

Respectfully submitted,

VAUGHAN L. MCKINCH,
Purchasing Director,

PAUL S. CREEVY,
City Assessor.

Referred to Committee on Buildings and Properties.

REPORT OF COMMITTEE

The Committee on BUILDINGS AND PROPERTIES, to whom was referred the recommendation of the Purchasing Director and the City Assessor that the bid submitted by Roy Markey for vacant lot No. 152 of Maple Grove Subdivision No. 3 located on the S.E. corner of Moffit and Pleasant Grove Road, in the amount of \$1,300.00, be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the City Assessor, and the Committee recommends further that the matter be referred to the City Attorney for whatever legal work is necessary.

Signed:

ROGER T. MAY,
JOHN T. ANAS,
TERRY J. MCKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
Committee on Buildings and Properties.

By Councilman May—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

June 5, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

The Board of Public Service to whom was referred the request from the Eyde Construction Co., to abandon that portion

of the Gilkey Drain right-of-way located on the North 180 feet of the East 379.5 feet of Lot 32, Supervisors Plat No. 4, that part of the SE $\frac{1}{4}$ of Section 32, T4N, R2W, lying Northwest of a line running parallel to a 15-inch sanitary sewer, said line being 15.0 feet Northwesterly of the centerline of said sanitary sewer, and described as beginning at a point 22 ft. South and 10 ft. West of the Northeast corner of Lot 32, Supervisors Plat No. 4, T4N, R2W, thence Southwesterly to a point on the North right-of-way line of Briarfield Drive, Plat of Briarfield Knolls Subdivision, said point being 171.5 feet West of the NE corner of the plat of Briarfield Knolls Subdivision, part of the SE $\frac{1}{4}$ of Section 32, T4N, R2W, recommends that this request be approved.

Respectfully submitted,

BARBARA GARLOCK,
Secretary.

Referred to Committee on Public Service and Highways.

June 5, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

The Board of Public Service to whom was referred the preliminary plat of Summerhill Subdivision, submitted by the Fred White Engineering Co., recommends that because storm and sanitary sewers are available to serve this area that said plat be approved. The Board also recommends that the developer be informed of their responsibility for soil erosion, sedimentation control and required permits in accordance with Public Act 347 and local ordinances.

Respectfully submitted,

BARBARA GARLOCK,
Secretary.

Referred to Committee on Public Service and Highways.

DATE: 6/5/75

TO: Honorable Mayor and Members
of City Council

FROM: Alan E. Tubbs, Secretary,
Lansing Planning Board

SUBJECT: P.A. 285 Review Completion
Notice

PROJECT: Washington Park Ice Rink,
Boys Training School, Foster
School, Mt. Hope School

The Planning Board, at their meeting of May 20, 1975, reviewed and made the

attached recommendations on the subject property. This notification is for your information and files.

Received and placed on file.

June 5, 1975

Honorable Mayor and

Members of City Council

Gentlemen:

Attached, for your information and file, is a copy of the "Department Guidelines for Act 285 Review Process" unanimously adopted by the Planning Board at their meeting June 3, 1975.

The purpose of these Guidelines is to facilitate the legislative directives of Act 285 P.A. 1931 and to further establish the Act 285 review process as a standard operating procedure for the City of Lansing.

These Guidelines are primarily directed at the Planning Board and its department, however the Board also intends to keep you informed of its actions regarding the projects reviewed.

Respectfully submitted,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Received and placed on file.

June 5, 1975

BP-8-75

4632 Pleasant Grove Road

Honorable Mayor and Members

of City Council

Gentlemen:

The Planning Board, at their June 3, 1975 meeting, considered the proposal by the Public Service Department that requested the Buildings and Properties Committee of Council to recommend that the parcel of land at 4632 Pleasant Grove Road be placed on the ballot at the next City Primary Election for approval by a majority of the electors to sell said land.

The Planning Department, in their analysis of the parcel, determined that the parcel was in the Model Cities area and that the Relocation Office is concerned about the disposition of the existing tenants. Also, the Lansing Housing Commission was asked if they were interested in the parcel. However, at a meeting of the Commission on June 3, 1975, it was determined that the Commission does not have an interest.

Therefore, the Planning Board recommends that the electorate at the August 1975 primary election be asked to approve the sale of this parcel. Also, the Board recommends that the concerns of the Relocation Office regarding the disposition of the existing tenant should be considered in this transaction.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee of the Whole.

June 5, 1975

LS-8-75

6000 Block South Waverly Road

Honorable Mayor and Members

of City Council

Gentlemen:

The Planning Board, at their June 3, 1975 meeting, recommended to City Council that the request by Gerald Phillips to divide property on South Waverly Road into two 50 feet by 200 feet lots be denied.

The property presently measures 100 feet by 200 feet and is vacant. Mr. Phillips indicates a proposal to move two (2) single family dwellings onto the property that are presently located on forty (40) feet lots.

The Board believes that the lot division would promote development out of character with the existing development.

A petition against the proposal was presented to the Planning Board at the June 3, 1975 public hearing with five (5) signatures in opposition.

This recommendation was by unanimous vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

June 5, 1975

Z-17-75

S.W. Corner Shiawassee/Washington

Honorable Mayor and Members

of City Council

Gentlemen:

The Planning Board, at their June 3, 1975 meeting, recommended to City Council

that the request by City Council to rezone property in the southwest corner of Shiawassee Street and Washington Avenue from "E" Apartment-Shop District to "G" Business District be approved.

The site is within Urban Renewal Project No. 1 and is covered by the Urban Renewal Plan, Lansing Renewal Project, Michigan R-87 of 1970. The Urban Renewal Plan allows any of the following uses of this site:

District A—Convenience and comparison retail uses; such as, but not limited to, food stores, hardware stores, gift shops, drug stores, eating and drinking establishments.

District B—Service facilities; such as, but not limited to, barber and beauty shops, hotels and motels, travel agencies, banks, theaters.

District C—Offices; such as, but not limited to, doctors, dentists, lawyers, architects, insurance, realtors.

District E—Public and semi-public uses; such as, but not limited to parks, colleges, churches, theaters, museums, and libraries.

District F—Off-street parking facilities, either public or private.

The requested rezoning is compatible with the above recommended uses of the site. In fact, the "G" Commercial is more fitting to those uses than is the Apartment-Shop District and would create a wider market for this site. The requested rezoning is in line with the zoning policy for this area which should, in this situation, follow the established zoning and land use in the area.

No one appeared at the June 3, 1975 public hearing in opposition to the request. No written or verbal communication was received.

This recommendation was by unanimous vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

June 5, 1975

Z-18-75

5100 South Waverly Road

Honorable Mayor and Members

of City Council

Gentlemen:

The Planning Board, at their June 3, 1975 meeting, recommended to City Council

cil that the request by Gregory J. Martin to rezone property at 5100 South Waverly Road from "A-1" Family Residential District to "F" Commercial District be approved, subject to a landscape, screening, and fencing plan being submitted to, and approved by, the Planning Department and implemented prior to issuance of Occupancy Permits. The Board is concerned primarily with screening for the abutting residential areas.

This site presently has a commercial use on it, which is a non-conforming use, since development occurred prior to annexation to the City. The petitioner has stated that he wishes to change the zoning of this property so that he will be permitted to improve the facilities at this location and better serve the residents of the area.

The rezoning of this site is not expected to have any impact on public schools and utilities serving the area. The requested rezoning could have an impact on the area's streets, however, depending upon the amount of traffic generated by the use this site is ultimately developed for. Traffic generated by the proposed use has particular importance in light of the fact that this site is located at the intersection of two major streets which are expected to carry an increasing traffic load in the future.

It should be pointed out that if the owner of this site does redevelop it as he stated, he will be required to meet City codes, including traffic ingress and egress and parking, which the present use is not subject to.

The 1960 Comprehensive Master Plan recommends that this area be developed for a "sub-community shopping center." The requested rezoning is in accord with that recommendation. Also, the requested rezoning is in accord with the zoning policy for this area, which would follow the recommendations of the Comprehensive Master Plan.

Care will have to be exercised in this area in the future to prevent strip commercial development, which can occur if poor zoning policy is followed.

The west and south property lines abut existing residential development and care should be taken to protect these. The petitioner should be required to provide landscaping, screening, and fencing along those west and south boundaries whatever the site is redeveloped or improved for.

There was no one present at the June 3, 1975 public hearing in opposition to the request.

This recommendation was made by a 7 yeas, 1 abstention vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

June 5, 1975

Z-60-74

5430 South Washington Avenue

Honorable Mayor and Members

of City Council

Gentlemen:

The Planning Board, at their June 3, 1975 meeting, did not recommend to City Council that the request by Capitol City Baptist Church to rezone a parcel of land located at 5430 South Washington Avenue from "J" Parking and "A-1" Family Residential District to "B-1" Family Residential and "J" Parking District be approved.

On December 3, 1974 the Planning Board held a public hearing on the request by the Capitol City Baptist Church to rezone a portion of land located at 5430 South Washington Avenue for the purpose of zoning land which would allow for the expansion of the church and school facilities.

At the time the public hearing was held, overall development plans appeared to be incomplete. Those speaking for the Capitol City Baptist Church could not express in detail what their long range plans were. The only plans revealed at the time of the public hearing were their intent to carry through with hooking up and permanently establishing the classroom building which now exists behind the residents fronting on Mel Avenue and located west of the church building.

Several residents (7) in the immediate vicinity, at the time the hearing was held, spoke in opposition to the request, indicating some of the problems which they experienced with children damaging property and harassment to neighbors in the area. Other people indicated the unsightliness of some of the church property, especially that property on the south side of Mel Avenue, which is used for a parking lot for school buses and maintenance garage.

Since the hearing of December 3, 1974 the Planning Staff has met several times with the Pastor and Associate Pastor of the Capitol City Baptist Church to discuss the overall expansion plans and some of the general improvements that might take place which might tend to satisfy the concerns of several of the adjacent property owners, and at the same time, allow for some reasonable expansion of the church and school facilities.

On April 30, 1975, this office received a small sketch plan which indicates that the church organization has changed their plans from that which initially proposed the extension of building development west along a long, narrow strip and behind those properties that front Mel Avenue. The proposals now is to expand recreational and class facilities just to the west of the church with a new building fronting on Mel Avenue. This new building would contain a small gymnasium and classroom, showers, office, and kitchen and lunch-

room. The building location would be approximately in the area of the small ball diamond that exists on the property now, adjacent to the existing off-street parking facilities.

Expansion into the larger open space, as proposed, would have the following advantages:

1) The site would have less impact on the residents, inasmuch as there could be provided more open space between the existing property lines and any building development proposed.

2) Access to the proposed building would be directly from a public street, whereas the previous expansion area would have required a private street, somewhere in the vicinity of the Consumers Power right-of-way.

3) The new building would be closer in distance to the existing church facilities where activities would be confined further away from the existing residents.

4) The development would also relate closer to off-street parking for both buildings and could be used more efficiently.

There are some disadvantages, however, and they include the following:

1) The new building site would remove a substantial amount of the outdoor recreation area.

2) It could, conceivably, reduce the area which may be used for off-street parking. Off-street parking then would be inadequate.

3) The height and bulk of this building is somewhat out of scale with the single family homes on Mel Avenue.

4) The church has continually indicated that they intend to expand their school and church facilities in the future. Since this overall site is relatively small and future expansion may be limited severely, the church could invest a substantial amount of money into the operation and eventually outgrow the site.

Five members of the Board believed that the disadvantages of the proposal could be minimized by the following measures:

1) That the proposed building, as shown on the most recent plan, should be located a minimum distance of 20 feet of the residents fronting on Mel Avenue.

2) The front yard setback on Mel Avenue should be comparable to that of the existing residential homes on Mel Avenue.

3) Before further design plans are completed, or before building permits are issued, a site plan should be supplied which would indicate adequate off-street parking facilities in accord with the Zoning Ordinance which covers both the recreational facilities and the church facilities.

4) The area should be provided with

landscape, screening, and fencing so as to soften any adverse effects that may be contributed to the residential neighborhood.

5) The parking area located to the south of Mel Avenue, which is used by the church for parking of large buses, and a garage which is used for maintenance purposes, should be cleaned up and manicured properly so as to be an asset to the residential neighborhood as opposed to the detriment which it appears to be now with a substantial amount of outside storage, buses being parked on the areas that are not improved with hard surface and are not parked in an orderly manner.

Three members of the Board believed that the disadvantages of the request combined with the historical neglect that the church has given to its property were significant enough to deny the request.

The recommendation for approval failed to achieve the necessary six (6) votes that are required. The vote was 5 yeas, 3 nays.

There were seven people present at the December 3, 1974 public hearing in opposition to the request.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

June 5, 1975

Z-19-75

3400 West Holmes Road

Honorable Mayor and Members

of City Council

Gentlemen:

The Planning Board, at their June 3, 1975 meeting, recommended to City Council that the request by the Pilgrim Rest Baptist Church to rezone property at 3400 West Holmes Road from "A-1" Family Residential District to "B-1" Family Residential District be denied.

The petitioner proposes to construct a church seating 400 persons and a parking lot for 67 cars on this site. The Board found that the site is presently developed with a single family home and garage; and also, within the lot area, there are many mature trees that actually add to the residential character of this area.

Field inspection reveals that this site is developed with several mature trees, evergreen, maple, etcetera, which promote a desirable residential character and also provide for screening between adjacent properties. The site plan submitted for the proposed development indicates that much of this natural tree growth would be removed for building and parking lot and

would then leave the adjacent properties open to the operation of non-residential facilities.

Some of the common objections of churches are traffic and parking problems, which not only occur on Sunday, but also during the week with additional activities carried out by the church organization. Noise is another common complaint.

It is felt that small site size has much to contribute toward the impact of the above. A minimum of three (3) acres is suggested for a self-contained church site. The three acre figure is suggested with the thought of handling the initial stage of development and future expansion and is based on both research and experience with other church sites in Lansing.

The Board believes that the change will create overdevelopment of the site and promote an adverse visual impact on the adjacent residential uses, where there would also be an extreme loss of privacy.

The petitioner, at the public hearing, stated that the church membership has doubled in the last few years and he expects to maintain a healthy growth rate. The site in question does not allow for future expansion.

There were four (4) people present at the June 3, 1975 public hearing in opposition to the request, and one (1) person spoke in favor of the request.

This recommendation was made by a 7 yeas, 1 abstention vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

June 10, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

On Monday, June 2, 1975, you requested during the regular session of City Council, that I "look into" the proposal of the Capital Area Transit Authority to purchase the Tranter Manufacturing Building on Tranter Blvd., for a bus facility, and as to how the matter related to the Solomon and Sons proposal.

I have been advised that the Tranter Manufacturing Building, though only formally proposed to the City a few weeks ago for CATA, has been before CATA for

a considerable length of time. In fact, CATA officials had selected the Tranter Building in the last week of March, without having gone through the process of developing and projecting their long-term needs for a maintenance facility. In the meantime, you had already authorized the Planning Department to execute an agreement with the Tri-County Regional Planning Commission to participate in a Transportation Development Program for Ingham, Eaton and Clinton counties. The contract, detailing this agreement, provides for the City's involvement in the long-range development program for CATA. This program is the basis on which the bus system receives Federal and State dollars to fund their operations and capital equipment expenditures. One of the activities in this present year's work program was the selection of a new maintenance facility. Upon learning that the Tranter Building had already been selected as a site for the bus garage, the Planning Department expressed concern to the Tri-County Planning Commission to the effect that a site could not properly be selected when no one was certain as to what the projected needs were for a maintenance facility for CATA. As a result of this, the Tri-County Planning Commission, which serves as a coordinator for the Transportation Development Program for the area, decided to proceed immediately with that portion of the transportation study which was directed at determining the need and a site for a maintenance facility. The City's Planning Staff, along with other planning staffs in the area, as well as, private realtors and the Lansing Metropolitan Development Authority, were soliciting for site proposals for such a facility by the Tri-County Regional Planning Commission.

The Lansing Planning Staff initially submitted seven potential sites to be considered for the CATA facility, a copy of which is attached and labeled Exhibit A. These seven sites, in addition to 39 additional sites, of which 14 were in the City of Lansing, were considered by a task force composed of representatives of the City of Lansing Planning Department, the Michigan Department of Transportation, CATA, Tri-County Regional Planning Commission and the City of East Lansing Planning Commission. See Exhibit B for the list of sites. These sites were evaluated according to the attached criteria labeled Exhibit C. Based on this analysis, the attached report was published which labeled two sites as high priority, the Les Foote property and Tranter Manufacturing Company, labeled Exhibit D.

As a result of concerns raised by Councilman May as to why the Solomon property was not considered, the Task Force met again on June 4, 1975, to consider the Solomon property on Aurelius Road as one of the potential sites. An evaluation of that site based on the criteria established for the maintenance facility resulted in the Task Force recommending that the Solomon property not be considered for the bus storage facility.

In regard specifically to the Solomon

property, the Planning Staff did not submit that site as part of the process on May 9, 1975, for the reasons given in the attached memo to George Lokken which was requested by him. See Exhibit E.

One Planner advised that the overall site study seemed to be more of a justification to assure that the Tranter property would be selected, than it was to get down to the detail of what would be best for the City, which pays 70% of the bill and has only 49% of the ridership, and for CATA. With all this activity taking place, it seems rather strange that neither your Council representative nor the Program Coordinator were aware of the tempest going on around them. As puzzling as the aforementioned is, you were told last Monday that a site was yet to be determined, when in fact the decision was already made. In regard to the Solomon site, I wish to advise, that it was not even considered for reasons carried in Exhibit E (see attached with Exhibits A, B, C and D). The Solomon proposal, which is now just being considered, basically is as follows:

—The proposal includes seven acres of land on Aurelius Road, legal description is on the attached survey. Address of the property being 3412 Aurelius Road, presently doing business as S. D. Solomon & Sons.

—There are seven acres of property with a 2-story office building, 52 x 36 ft. A solid concrete garage, 60 x 100 ft. with two electric doors. The main building is 100 x 200 ft., has eight electric operated doors and sixteen overhead doors in all, seven on each side and one on each end. The size of the doors are 20 ft. wide and 22 ft. high. The building is clear-spanned with a ceiling height of 34 ft. The height to the eaves or the side is 28 ft.

—Inside the building is a 20-ton electric crane that is 44 ft. wide and runs 100 ft. back and forth. There is a 12 x 12 ft. office in this building with bathroom facilities; it is steel erected. The property has a 310 ft radio tower with a 10 x 10 radio shack, with a value of approximately \$15,000. Conduit lines and electricity are from the tower to the office with a hook-up system. The property has City water and sewer. The main building has a 4-in. water main around the perimeter with ten water hydrants in the building. The building is heated by gas-suspended heaters. There is compressed air all around the building with twenty unit outlets. The electrical service includes 110, 220 and 440 service. It is rigged for heavy garage and maintenance.

—The price to the City is \$900,000 with Mr. Solomon donating 8% of the sales price to the City or \$72,000 (see attached). Occupancy may be gained after July 17, 1975, at which time he will have an international auction for liquidation of all equipment presently being used by S. D. Solomon & Sons as a road builder. There are lathes and other equipment that could be used by the City in their

maintenance of heavy vehicles that may be left with the premises.

—A new structure will be built by Mr. Solomon that will house 30 buses for inside storage, the building being 60 x 300 ft. making a total of inside storage for approximately 63 buses, well over the 51 buses that CATA will have in October. They presently have 31 buses with 20 on order. The area around the existing buildings will all be hard-surfaced. There should be no renovating costs to the City as this facility is absolutely functional for a busing operation.

—The site will be available for occupancy August 1, 1975.

In regard to the aforementioned, please note the attached blueprint drawn to scale, and the fact that an additional building for future needs, 50 x 300 ft. can be constructed contiguous to the new one proposed by Mr. Solomon.

The report, **EVALUATION OF ALTERNATIVE SITES FOR THE LOCATION OF A CATA GARAGE/MAINTENANCE FACILITY**, which was actually completed without the Solomon site, bodes an ill-wind for the City.

The current bus facility located at 240 Mill Street was purchased from the State Beverage Company as approved by resolution of the City Council dated June 21, 1971, page 740 of the Council proceedings.

The property was acquired on a land contract basis for \$205,000 with a \$41,000 down-payment and \$41,000 to be paid in four annual installments thereafter. The land contract refers to the \$41,000 annual payment being inclusive of 7% interest. However, interest is not shown separately and the City of Lansing did commit to five payments of \$41,000 with no provision for early pay-off or adjustment of interest.

The following is a listing of payments made:

Date	Warrant No.	Payee	Amount
6/23/71	A-50847	State Beverage Co.	\$41,000
7/ 3/72	A-60405	State Beverage Co.	41,000
6/27/73	A-68969	State Beverage Co.	41,000
9/28/73	A-71661	Brooks Abstract Co.	82,000
		TOTAL	\$205,000

The final payment was accelerated when the City became involved in a federal grant whereby the land contract payments to that date of \$123,000 (3 x 41,000) became eligible as part of the local match requirement of the grant. The balance of the land contract \$82,000 was then charged against the program budget established to administer the total federal grant including the local matching shares. It is obvious from the aforementioned, that you approved a contract originally, which contained ap-

proximately \$30,000 in interest payments, because the Assessor advises that the property actually had a value of \$175,00, not the \$205,000 it cost the City, AND, unlike regular finance charges where early payments result in an interest refund, or savings, such was not the case in this matter. Too, the following is quoted from the earlier mentioned Evaluation Report:

"It should be noted that an important financial consideration arises when leaving the present facility is contemplated. A great deal of federal and state monies have gone into the present facility. According to the City of Lansing, the purchase price of the facility in 1971 was \$205,000 and subsequent rehabilitation cost \$56,104. This represents a total of \$261,104, of which 70.6% was combined federal and state monies. If the present facility is no longer to be used as a transit facility, there is an obligation to repay these state and federal monies. However, the total of \$261,104 may be depreciated at a rate of 10% per year. Since a period of four years has passed, depreciation would total approximately \$104,440 (4 x \$26,110). This would mean that approximately \$156,664 would be obligated to be repaid. Based on the current mileage funding formula, the City of Lansing would be obligated to repay approximately 70% of this amount, while the other communities served by CATA would be collectively obligated to repay approximately 30%. In dollar amounts, Lansing's obligations would total approximately \$109,665 and the other communities obligation would total approximately \$46,999. These amounts will have to be considered if the decision is made to relocate the CATA facility.

A further issue involves the City of Lansing. At the request of the CATA Board, the City of Lansing let a contract for the alterations of the CATA offices. The contract totaled \$112,301. There is a distinct possibility that the unsigned contract may be cancelled, resulting in possible legal actions on the part of the contractor. Dependent on the legal action, the City of Lansing may be obligated to pay the contractor a portion of the contract in the form of a settlement. If a 20% settlement was made, this would also have to be considered in the total costs of moving. There were also additional costs totaling approximately \$7,000 incurred by the City of Lansing in preparation for anticipated rehabilitation.

The 8% local share must be considered in the construction or purchase of an alternative facility. If an alternative facility is chosen, 8% of the total price must be assumed by local entities. The remaining 92% will be paid by federal and state sources."

In other words, the taxpayers are going to find themselves with new, unexpected costs on one hand and another warehouse, for which no use at this time is known, on the other.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

June 9, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

In a communication addressed to you, and dated May 23, 1975, I submitted my recommendations for filling up-coming vacancies on City boards. You approved my recommended board appointments upon receipt, with the exception of those appointed to the Public Service Board and the Planning Board. My recommendations regarding these latter two boards, however, were held up upon the request of Councilman Joel I. Ferguson. On Monday, June 2, you confirmed my recommended appointments to the Public Service Board, but upon the recommendation of Councilman Joel I. Ferguson, again you postponed confirming the appointees to the Planning Board.

At the time of your action this past Monday, you had before you two communications dated May 29, 1975, though the actual signatures differ remarkably, they were very obviously from Councilman Joel I. Ferguson. One of the communications dealt with the Public Service Board and the other dealt with John Houston, "All major segments being represented on boards," black representation, Mr. Anderson, who was not reappointed to the Planning Board, and with a request that I reappoint this gentleman. The second letter, also, contained this quote: "Further, it is my contention that such an action if not violating the letter of the City's Affirmative Action Plan, certainly violates the spirit of it." This in itself is a twisting of facts, in the worst and cheapest manner.

Strangely, Councilman Ferguson did not take it upon himself to discuss any appointments with me prior to the time they were made, but instead, chose to forward communications to you after the fact. I personally doubt the sincerity of Councilman Ferguson, and sense that he is a candidate for re-election to the City Council. For example, Councilman Ferguson has not, in the past, taken it upon himself to make recommendations to my office regarding board appointments, but he has instead chosen a route of self perpetuation to the overall detriment of others.

Generally, what have his positions been? Councilman Ferguson did recommend that you oppose, and he voted against, one of my recommended budgets which contained a major tax decrease of \$2.01 per one thousand dollars of assessed valuation!

Simultaneously, he consistently championed big spending programs, including \$25,000 for round-dancing, the Dodge Mansion for which there still is no use, the purchase of a "beer warehouse," and if CATA vacates the City's Mill Street property, will leave us with two buildings rather than the one needed, and Model Cities contracts. In this latter category, he personally brought before you contracts that obviously could not succeed and eventually abused thousands upon thousands of tax dollars. He gave you, with the Model Cities Policy Board, MEDCOL's Community Industrial Laundry, which spent approximately \$300,000 on the route to going broke; he gave you the Model Cities Citizen's Congress, which expended approximately \$302,000 on 800 stipends every 2 weeks, \$85.00 per day hotel suites, travel, leased vehicles and other nonsensical matters, before the scandal smelled so bad—so rotten—that you embarrassingly let it fold; and, a number of other free-wheeling, big spending programs. And, when the Internal Auditor of the Finance Department pointed out page after page of failures, it was Councilman Ferguson who recommended the man be removed from his position.

It was the same Councilman Ferguson who recommended to me, and to others, that one Dick Baker, a former City employee, be fired from Model Cities, but when released from the Planning Department, it was the same Councilman Ferguson who took a different stand in support of retaining that gentleman, something which is often called "playing two ends against the middle." Too, it was Mr. Ferguson, who recommended for your adoption another half-way house in the City of Lansing to serve at least 20 criminally inclined individuals from the Tri-County Area, which will bring our residential facilities to more than 17, while the rest of Ingham County shares in a total of 10. Councilman Ferguson did recommend the employment by the City of one, Frederick Burks, as a C.A.M.P.S. Director, over my objection and which again resulted in the abuse of public tax dollars; as a result, and after the U.S. Labor Department determined that Mr. Burks was hired illegally and fired illegally, it was necessary for the City to negotiate a settlement with him by which he received an additional \$1,345! It was Mr. Ferguson who opposed my recommendation of a Senior Citizen's Department; and, it was this same individual who helped the taxpayers get stuck with electric and propane buses that cannot be used. Yes, Mr. Ferguson has supported these causes, and many other, which I feel were not in the best interests of the City of Lansing.

Well, what about Mr. Anderson? I was advised that Mr. Anderson not only came to Planning Board meetings late, but left early, and while in attendance on a number of occasions he fell asleep. Therefore, I took it upon myself, an authority granted to me by the City Charter, not to reappoint this gentleman. My recommended appointment was Stefan J. Szyzkowski, an interested young man, who represents a major segment. You have that recommenda-

tion before you now, and rather than play "a cat and mouse game," as recommended by Councilman Ferguson, you should vote my recommendation UP or DOWN, at our prior to your meeting held in the second week in June, in accordance with the provisions of the City Charter.

And, what of the record of minorities and women since I took office? Prior to my taking office, minorities and women were in 26 board positions, and made up 20% of the total membership. To date, they are 51 in number and make up 31.8% of the boards. I see no reason to apologize to Mr. Ferguson concerning the circumstances.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

June 6, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

This is to advise that I am, in keeping with Section 7.3 of the City Charter, appointing Robert W. Pohl, Assistant Traffic Engineer for the City of Lansing, to serve as Director of the newly created Safety Department. In my search for an individual to head this newly created department, I reviewed the background of 21 applicants and I have found that Mr. Pohl best meets the requirements of the City Ordinance.

Mr. Pohl has been a member on the City Employees Safety Committee for the past 11 years, and has served as Acting Chairman on occasion. He has a thorough knowledge of the City's current safety program and has demonstrated a deep concern for the safety of his fellow employees. This experience in concert with his 17 years of work in the Traffic Engineering and Safety Field, I feel qualifies him to fill the position of Director of the Department of Safety.

Mr. Pohl has shown an ability to work cooperatively with other City departments and with other governmental agencies at the County, State and Federal levels, which is essential in the development of a comprehensive and effective safety program.

He is a life-long resident of Lansing and was graduated from J. W. Sexton High School in 1953, and holds an Associate Degree in Civil Engineering from Lansing Community College. His attendance at Lansing Community College was in conjunction with a Highway Technician Program

sponsored by the Michigan Department of Transportation and State Highways, at a time when his work station at the Department was in the Traffic and Safety Division. Since joining the Traffic Department of the City of Lansing, his duties and responsibilities have steadily increased, and he has attended numerous workshops and seminars sponsored by the Michigan Department of State Highways, Michigan State University and traffic and safety oriented groups to keep abreast of the most current technological developments. In addition, he has completed the "Principles of Effective Supervisory Management" course at Michigan State University.

In July, 1968, Mr. Pohl was admitted to the National Institute of Traffic Engineers at Junior Grade and has since been transferred to the Member Grade.

Mr. Pohl and his wife, Jan, and their four daughters currently reside at 2100 Quentin Avenue.

The Federal OSHA Act, State legislation and local safety ordinances, are having serious effects on municipalities. I feel that Mr. Pohl can handle the serious problems brought on by recent legislation and he will approach the challenging tasks in a methodical, well-planned manner.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

June 6, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

In a communication to you, dated May 29, 1975, I advised that I was going to provide Richard Baker, a former City employee, with a Hearing by the Chief Executive, and that such Hearing had been scheduled in a Conference Room of the Mayor's Office to commence at 9:00 a.m., June 5, 1975. Unfortunately, I was, thereafter, advised by an Attorney for Mr. Baker, that the date was unacceptable and it was requested that the Hearing be rescheduled.

I am in the process of considering that matter.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

**THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON ANY OF THE
FOLLOWING RESOLUTIONS. YOU MAY
SPEAK ONLY FOR 3-MINUTES ON ANY
ONE RESOLUTION.**

Geo. Abraham, 222 Strathmore Rd., spoke and asked questions relative to C.A.T.A

RESOLUTIONS

By Committee on Public Service
and Highways—

Resolved by the City Council of the City
of Lansing:

That the two (1) proposed Cost Agreements for Traffic Signal Controls between the City of Lansing and the Michigan State Highway Commission for the following locations,

Signal Permit No. 33011-01-019—M-99
(Logan) at Main Street

Signal Permit No. 33043-01-001—Temp.
I-69 (Saginaw) at M-43 (Grand River)

be approved, and

That the Mayor and City Clerk be authorized to sign these Agreements after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City
of Lansing:

Whereas, the Lansing City Council has established a Lansing Industrial Development District No. 2 in the City of Lansing, pursuant to Act 198, 1974, and

Whereas, Lindell Drop Forge Company has submitted an application for an Industrial Facility Exemption Certificate in said Industrial Development District No. 2, and

Whereas, a hearing was held on Lindell Drop Forge's application for an exemption certificate on June 10, 1975 at which time all interested persons had an opportunity to be heard, and

Whereas, Lindell Drop Forge has met the requirements for said exemption certificate as required in Public Act 198,

Now, Therefore, Be It Resolved that the Council of the City of Lansing approve the application from Lindell Drop Forge Company for an exemption certificate in Lansing Industrial Development District No. 2.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and Properties—

Resolved by the City Council of the City of Lansing:

Whereas, the Bicentennial waterfront portion of the contract with Hammer, Siler, George Associates no longer serves a viable purpose to the City of Lansing; and

Whereas, negotiations have been started between the City Attorney's office and Hammer, Siler, George Associates for the Civic Center portion of the contract pursuant to a Council directive of January 13, 1975; now, therefore, be it

Resolved, that the City Attorney also be authorized to negotiate the waterfront portion of the contract with Hammer, Siler, George Associates so as to close out the contract in a manner agreeable to the City Council of Lansing.

Adopted by the following vote:

Unanimously.

By Committee on Redevelopment—

Resolved by the City Council of the City of Lansing:

That the Acting Redevelopment Director is hereby authorized to file, with the Department of Housing and Urban Development, an Amendatory Application to the Second Increment of NDP Project No. 2, Mich. A-6. This amendatory is necessary to extend the completion date from June 30, 1975 to December 31, 1975, and to extend the existing project boundary southward to include the Michigan Avenue Bridge within the project.

Be It Further Resolved, that the Mayor, City Clerk and Acting Redevelopment Director are hereby authorized to prepare and submit paperwork as required by HUD to obtain this Contract Amendment.

Adopted by the following vote:

Unanimously.

By Committees on Planning and Public Service and Highways—

Resolved by the City Council of the City of Lansing:

P-1-75

Summerhill Subdivision

Preliminary Plat

Whereas, a request has been filed for final approval of the Preliminary Plat of Summerhill Subdivision, containing ten (10) acres of land from West Mt. Hope Avenue to Skye Road; and

Whereas, the Planning Department, in

accordance with Section 37-38 of the Subdivision Control Ordinance, has reviewed this application and recommended approval thereof; and

Whereas, the Planning Committee of City Council and the Public Service and Highways Committee of City Council have reviewed this application and the report of the Planning Department, and concur therewith;

Now, Therefore, Be It Resolved that the Preliminary Plat of Summerhill Subdivision be approved subject, however, to all conditions as set forth by City Council at the time of tentative preliminary approval.

Adopted by the following vote:

Unanimously.

By Committee on Parks and Recreation—

Resolved by the City Council of the City of Lansing:

Whereas, the City Council approved in the 1974-75 budget \$380,000 for the construction of an outdoor swimming pool in southeast Lansing, and

Whereas, the Park Board interviewed architects in November, 1974 and has recommended a contract be established with Stein Associates for this project, and

Whereas, Stein Associates will provide the necessary design and supervision services for the project in accordance with the standard architectural rates for the State of Michigan, and

Whereas, the architects contract will also include preparation of a preliminary design, cost estimates and site consideration for Council review before final approval of the project,

Now, Therefore, Be It Resolved, that the Directors of Parks and Recreation and Purchasing are directed to prepare a contract with Stein Associates, and after approval as to form by the City Attorney the Mayor and Clerk are authorized to sign on behalf of the city.

By Councilman May—

That this resolution be tabled for one week for further consideration.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Brenke, Ferguson, Gunther, May, McKane—7.

Nays: Councilman Blair—1.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing Model Cities Federal Credit Union, entered into a contract effective from July 1, 1974 through September 30, 1974; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing Model Cities Federal Credit Union, amended and extended said contract, effective from October 1, 1974 through June 30, 1975; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing Model Cities Federal Credit Union, amended said contract on April 8, 1975; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing Model Cities Federal Credit Union, have mutually agreed to amend said contract; and

Whereas, the proposed amendment to said contract is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign the amendment to said contract after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency and the Community Mental Health Board entered into a contract on September 6, 1974, effective from July 1, 1974 through June 30, 1975; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Community Mental Health Board amended said contract on May 8, 1975; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Community Mental Health Board do mutually agree to again amend said contract; and

Whereas, the proposed amendment of said contract is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed amendment of said contract on behalf of the City of Lansing, after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Board of Urban Redevelopment of the City of Lansing entered into a Contract (Cooperative Agreement), Relocation program (PN-23); and

Whereas, said Contract (Cooperative Agreement) was amended and extended on September 30, 1974; and

Whereas, said Contract (Cooperative Agreement) was amended on December 30, 1974; and

Whereas, the City of Lansing and the Board of Urban Redevelopment do mutually agree to further amend said Contract (Cooperative Agreement); and

Whereas, the proposed Amendment of said Contract is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and the City Clerk are hereby directed to sign said proposed Amendment of said Contract on behalf of the City of Lansing, after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee on Personnel—

Resolved by the City Council of the City of Lansing:

That effective July 1, 1975, the City Personnel Director is authorized and directed to delete the Classifications Refuse Collector IIIAB and Refuse Collector IV from the Public Service Department section of the Classification and Compensation Plan and substitute therefor an appropriate number of Laborer IIB and Truck-Driver IIIA classifications in accordance with the City's needs under the new City-Wide trash pickup program,

And be it further resolved, the City Personnel Director and Public Service Director shall take the necessary steps to protect the existing Refuse Collector IIIAB and IV level hourly pay rates in order that such hourly pay rates shall not be reduced as long as the existing individual personnel remain in that specific kind of employment with the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee on Personnel—

Resolved by the City Council of the City of Lansing:

That effective June 10, 1975, the City Personnel Director is authorized and directed to establish a Community Development Section within the City Classification and Compensation Plan, and further, such Community Development Section shall include a Community Development Accounting Office under the administrative control of the Finance Director with the following authorized positions:

Accounting Supervisor IX

Accountant VIII

Accountant VII (2)

Accounting Supervisor V

Clerk II (2)

Clerk IIB

And Be It Further Resolved, as a concomitant part, of the foregoing, the City Personnel Director shall delete the following positions from the City Classification and Compensation Plan:

Fiscal Officer IX (M.C.)

Accountant VII (2) (M.C.)

Accountant IV (M.C.)

Clerk-Steno IIB (M.C.)

Clerk IB (2) (M.C.)

Accountant VI (Red.)

All costs attendant to these actions shall be appropriated from the City's Community Development Block Grant,

And Be It Further Resolved, that in the event of any future contingencies which may be brought about by amendments or decisions, or any and all actions of Federal or other agencies affecting the Community Development Grant, the City of Lansing will assume no financial or other responsibility toward the continuation of the Community Development Grant or any positions within said Grant.

Adopted by the following vote:

Unanimously.

By Committee on Personnel—

Resolved by the City Council of the City of Lansing:

That effective June 10, 1975, the existing classification Probation Officer IX within the District Court section of the Classification and Compensation Plan shall be reclassified to Probation Officer IXA.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Brenke, Ferguson, Gunther, May, McKane—7.

Nays: Councilman Blair—1.

By Committee on Personnel—

Resolved by the City Council of the City of Lansing:

That effective July 1, 1975, the City Personnel Director is authorized and directed to effect the following changes within the Parks Department section of the Classification and Compensation Plan:

Reclassify one Community Center Supervisor IVB to Community Center Supervisor V (Gier).

Reclassify one Community Center Supervisor IVB to Community Center Supervisor V (Kingsley).

All costs to be borne by Parks Department existing 1975-76 budgetary appropriations.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has from time to time contracted with Building in Lansing's Development (BILD) a nonprofit corporation organized and existing under the laws of the State of Michigan for various housing projects including the Capitol Commons project; and

Whereas, the City of Lansing anticipates receiving approval of its grant application filed pursuant to the Housing and Community Development Act of 1974; and

Whereas, part of that application includes the reservation of \$1,095,000 for the continuation of Model Cities programs; and

Whereas, it has been deemed to be in the best interest of the City to continue contracting with BILD Corporation for the development of Capitol Commons for the period commencing on July 1, 1975 and ending December 31, 1976; and

Whereas, it is further anticipated that the City will receive \$200,000 in urgent needs funding pursuant to the Housing and Community Development Act of 1974; and

Whereas, the City recognizes that BILD will incur administrative costs prior to the final approval of this contract by the City Council after receipt of funds from HUD; now, therefore, be it

Resolved, that it is the intent of the City of Lansing to award a contract for the development of the Capitol Commons area to BILD Corporation in the amount of \$469,836 and to provide relocation benefits up to \$254,174 for persons displaced by BILD acquisition in the Phase I area and to provide for the administration of those benefits; and

Be It Further Resolved, that the final approval of the award of a contract to BILD substantially in the form appended hereto shall be contingent upon approval from the Department of Housing and Urban Development of the United States of America of the City's grant application pursuant to the Housing and Community Development Act of 1974 and the approval of urgent needs funds and the use of funds from both grants for the purposes specified in this contract and such final approval will be granted by Council resolution; and be it

Finally Resolved, that during the period of time from July 1, 1975 until the effective date of the contract contemplated herein, or during the wind-down period of the contract between Model Cities and BILD now extant, that if the contract contemplated herein is not for any reason approved, that BILD may charge its administrative costs during the wind-down period or until the contract contemplated herein is approved against its revolving fund in accordance with the line item budget for administrative costs of the extant contract with Model Cities but in no case at a rate to exceed \$12,600.00 per month.

By Councilman Ferguson—

That we consider the question.

Adopted by the following vote:

Unanimously.

By Councilman Ferguson—

That the resolution be adopted:

Adopted by the following vote:

Yeas: Councilmen Belen, Brenke, Ferguson, Gunther, May, McKane—6.

Nays: Councilmen Anas, Blair—2.

ZONINGS

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-13-75—4411 South Logan Street,

be rezoned from "A" One Family Residence District to "F" Commercial District and the "Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 30th day of June, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-17-75—Southwest corner of Shawassee Street and Washington Square,

be rezoned from "E" Apartment-Shop District to "G" Business District and the "Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 30th day of June, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-18-75—5100 South Waverly Road (Southwest corner Waverly Road and Jolly Road),

be rezoned from "A" One Family Residence District to "F" Commercial District and the "Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City

Hall on the 30th day of June, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-19-75—3400 West Holmes Road,

be rezoned from "A" One Family Residence District to "B" One Family Residence District and the "Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 30th day of June, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 28th day of April, 1975, this Council was petitioned to change the following described property from "D-M" Multiple Dwelling District to "D-1" Professional Office District, all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 2nd day of June, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-14-75—221-223 North Walnut Street,

more particularly described as:

Lot 3, Block 93, Original Plat, City of Lansing, Ingham County, Michigan, from "D-M" Multiple Family Residential

District to "D-1" Professional Office District.

Whereas, pursuant to Act 207, P.A. 1921, as amended, the Planning Board advised City Council to approve the request; and

Whereas, the Planning Committee of City Council, to whom the report of the Planning Board was referred, concurred therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the request to rezone the above described property from "D-M" Multiple Family Residential District to "D-1" Professional Office District be approved.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 28th day of April, 1975, this Council was petitioned to change the following described property from "E-2" Drive-In Shop District to "F" Commercial District, all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 2nd day of June, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-15-75—5101 South Waverly Road,

more particularly described as:

Commencing at the northwest corner of Section 6; thence south 163 feet, east 163 feet, north 163 feet, west 163 feet to beginning, Section 6, T3N, R2W, City of Lansing, Ingham County, Michigan,

from "E-2" Drive-In Shop District to "F" Commercial District.

Whereas, pursuant to Act 207, P.A. 1921, as amended, the Planning Board advised the Lansing City Council to approve the request subject to the parking lot being improved; and

Whereas, the Planning Committee of City Council, to whom the report of the Planning Board was referred, did concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "E-2" Drive-In Shop District to "F" Commercial District be approved subject to the parking lot being improved.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 28th day of April, 1975, this Council was petitioned to change the following described property from "A" One Family Residence District to "C" Two Family Residence District, all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 2nd day of June, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-16-75—1306 West Jolly Road,

more particularly described as:

Lot 18, except the north 180 feet thereof, Supervisor's Plat No. 4, City of Lansing, Ingham County, Michigan,

from "A-1" Family Residential District to "C-2" Family Residential District.

Whereas, pursuant to Act 207, P.A. 1921, as amended, the Planning Board advised City Council to approve the request; and

Whereas, the Planning Committee of City Council, to whom the report of the Planning Board was referred, did concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the request to rezone the above described property from "A-1" Family Residential District to "C-2" Family Residential District be approved.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 3rd day of February, 1975, this Council was petitioned to change the following described property from "D-M" Multiple Dwelling District to "Community Unit Plan" District, all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 2nd day of June, 1975, all parties interested

therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-2-75—3313 West Mt. Hope Avenue, more particularly described as:

Commencing 720 feet west of the north ¼ post of Section 30, T4N, R2W, City of Lansing; thence south 1,815 feet, west 240 feet, north 1,815 feet, east 240 feet, to point of beginning, Ingham County, Michigan,

from "D-M" Multiple Family Residential District to "CUP" Community Unit Plan District.

Whereas, pursuant to Act 207, P.A. 1921, as amended, the Planning Board advised City Council to grant the request subject to the following:

1) That the land be subdivided in accord with the Michigan State Plat Act and the City of Lansing Subdivision Regulations, and that the Final Plat, with the necessary security, be filed with the City to cover all improvements prior to issuance of Building Permits.

2) That a landscape, screening, and fencing plan be submitted to the Planning Department for review, approval, and implementation prior to the issuance of Occupancy Permits.

3) That the requirements of all reporting agencies be complied with.

4) That all lots are to be graded so that surface water will drain therefrom, so as not to affect adjacent properties.

5) All improvements are to be built to City of Lansing standards including drive openings.

6) That the development be served with underground utilities; and

Whereas, the Planning Committee of City Council, to whom the report of the Planning Board was referred, did concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the request to rezone the above described property from "D-M" Multiple Family Residential District to "CUP" Community Unit Plan District be approved subject to the above stated conditions.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented

by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$8,855,692.76.

Signed:

JOHN T. ANAS,
TERRY J. McKANE,
JAMES D. BLAIR,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
Committee on Finance.

Adopted by the following vote:

Unanimously.

By Councilmen Gunther—McKane—

Resolved by the City Council of the City of Lansing:

That the rule prescribed in Sec. 5.5 (g) of the Charter relative to considering business not on the agenda, be waived.

Carried.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, it has been brought to the attention of the Lansing City Council that the State of Michigan intends to remove the Department of Labor including the Director's Office, the Bureau of Workmen's Compensation and the Workmen's Compensation Appeal Board outside the corporate limits of the City of Lansing; and

Whereas, such removal appears to be contrary to the Michigan Constitution, and statutes made and provided as well as deleterious to the City of Lansing; now, therefore, be it

Resolved, that the City Attorney is hereby authorized to institute the appropriate legal action to prevent the removal of the Department of Labor, the Bureau of Workmen's Compensation and the Workmen's Compensation Appeal Board from the City of Lansing.

Adopted by the following vote:

Unanimously.

DATE: June 9, 1975

TO: Members Lansing City Council

FROM: George S. Lokken, Program Coordinator

SUBJECT: CATA Garage Chronology of Events

Attached for your information is an exact chronology of events relating to the question of a CATA garage. Each event as it developed was discussed thoroughly with

Councilman McKane. City Council was appraised in every instance which required a policy decision or guidance from that body. During the entire period of this chronology of events there were many telephone and personal conversations with UMTA, CATA and Highway Officials on CATA matters to include the site location problem. No log, of course, is kept on these calls.

GEORGE S. LOKKEN,
Program Coordinator.

Referred to Committee of the Whole.

DATE: June 4, 1975

TO: Members of the Lansing City Council

FROM: George S. Lokken, Program Coordinator

SUBJECT: Evaluation of Alternative Sites for CATA Garage

Attached for your information is a copy of the study conducted by a Task Force composed of representatives from the Planning Departments of Lansing, East Lansing, Tri-County, Michigan State Department of Highways and Transportation and CATA.

GEORGE S. LOKKEN,
Program Coordinator.

Referred to Committee of the Whole.

Councilman May spoke relative letter received from Howard E. Swanson, President East Side Commercial Club, of the problem of the immoral traffic in pornography, prostitution and other forms of activities of degrading nature on E. Michigan Avenue.

Mr. Swanson spoke on the above.

Councilman Belen asked that we look into our legislative matters again contact the State Legislature as to a state wide pornography ordinance and also contact the Michigan Municipal League.

Jens Kowalski, 108 S. Hosmer St., spoke relative prostitution and other degrading activities that go on in this area.

Howard White of Gorsline Runciman spoke relative same.

C. R. Stebbins, 1710 Moores River Drive, spoke relative City Manager form of government.

Council adjourned at 9:00 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

June 10, 1975

F/M

CITY CLERK'S OFFICE

Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE

U. S. POSTAGE

PAID

Permit No. 1461
Lansing, Michigan

501

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, June 16, 1975

CITY COUNCIL ROOMS

Lansing, Michigan
June 16, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Anas, Belen, Blar, Brenke, Ferguson, Gunther, McKane—7.

Absent: Councilman May—1.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Gunther.

Pledge of Allegiance was given.

The record of the previous session was approved as printed.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

ICE CREAM PEDDLER—Eceno-Cream—
Bruce Levison.

WRECKER—Shroyer's Central Towing,
Stowe Brothers.

SIGN ERECTOR—Brooke Advertising Co.,
Central Advertising Co.

AUCTIONEER—Johnie Speerbrecker, Ar-
thur L. Good.

DRAINLAYER—Paul DeClercq.

HEATING AND AIR CONDITIONING—
Hedlund Plumbing Co., Morse Bros. Sheet
Metal Wks., Inc., Carl Myers Refrigeration
and Heating, McConnell Sheet Metal,
Inc.

PUBLIC DRIVERS—Jeffrey W. Crause,
Eric Miller, Harry J. Froelich, Jr., Keith
Lee Lake, Michael R. Migendt, Francis
W. Miller, Jack E. Thompson.

AUCTIONEER—William Podell Co.

Referred to Committee on Ordinance and
Contracts.

Suit filed in District Court by Leroy Kimble vs. City of Lansing and Lansing Housing Authority Commission in regard to fall on sidewalk.

Referred to City Attorney and Housing Commission.

Petition filed for rezoning:

Z-24-75—

Commencing 360.0 feet south of the Northeast corner of Southeasterly $\frac{1}{4}$ of section 30, thence west 527.74 feet, thence south 301.54 feet; thence east 329.74 feet; thence north 132.0 feet, thence east 198.0 feet; thence North to beginning, Section 30, T4N, R2W, City of Lansing, Ingham County, Michigan, from "B" One Family Residence District to "D" Professional District—2928 Pleasant Grove Rd.

Referred to Planning Board.

Petition for special use permit:

SUP-7-75—

Petition for special use permit for 117 W. Hillsdale St. for (New birth center—Methadone program).

Referred to Planning Board.

Request from Sol De Aztlan for special 24-hour liquor permit for June 21 and June 28, 1975 at Union Hall.

Referred to Committee on City Affairs.

Letter from Bethel 7th Day Adventist Church requesting permission to have a tent meeting from July 6 to August 16, 1975 at Lenawee and Sycamore Street.

Referred to Committee on City Affairs.

Petition filed for erection of stop sign on Tecumseh River Dr. at Dillingham, Barstow and Westbury and request a traffic or speed count on Tecumseh River Dr. from Forest Glen to Kuerbitz.

Referred to Traffic Board.

Letter from Fredric S. Abood, Atty., requesting meeting with Council and Merchants of the Lansing City Market.

Referred to Committee on Buildings and Properties.

Notice from Department of Labor—Construction Code Commission relative meet-

ing to be held in regard to course in Barrier Free Design Requirements.

Referred to Building Commissioner.

REPORTS OF COMMITTEES

The Committee on ORDINANCE AND CONTRACTS approves the following applications and bonds for licenses:

ICE CREAM PEDDLER—Eceno-Cream—Bruce Levison.

WRECKER—Shroyer's Central Towing, Stowe Brothers.

SIGN ERECTOR—Brooke Advertising Co., Central Advertising Co.

AUCTIONEER—Johnie Speerbrecker, Arthur L. Good.

DRAINLAYER—Paul DeClercq.

HEATING AND AIR CONDITIONING—Hedlund Plumbing Co., Morse Bros. Sheet Metal Wks., Inc., Carl Myers Refrigeration and Heating, McConnell Sheet Metal, Inc.

PUBLIC DRIVERS—Jeffrey W. Crause, Eric Miller, Harry J. Froelich, Jr., Keith Lee Lake, Michael R. Migendt, Francis W. Miller, Jack E. Thompson.

AUCTIONEER—William Podell Co.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Sol De Aztlan, Inc., for permission to serve alcoholic beverages on June 21, 1975, and June 28, 1975, at the UAW Local 182 hall on McKinley Street, reports as follows:

The Committee recommends permission be granted for both days provided the special 24-hour permits will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
ROGER T. MAY,
JAMES D. BLAIR,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of the Bethel 7th Day Adventist Church and Members for permission to hold a Tent Meeting (Evangelistic Crusade) on the corner of Lenawee and Sycamore Streets from July 6 to August 16, 1975, reports as follows:

The Committee recommends permission be granted subject to the final approval by the Fire Marshal prior to installation and the Committee also recommends that the Lansing Police Department be furnished a copy of this committee report.

Signed:

JOEL I. FERGUSON,
ROGER T. MAY,
JAMES D. BLAIR,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

City Treasurer submits report on condition of funds in the treasury as of May 31, 1975.

Received and placed on file.

June 12, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is a request from Eyde Construction Co. to abandon that portion of the Gilkey Drain right-of-way, located on the North 180 feet of the East 379.5 feet of Lot 32, Supervisors Plat No. 4, that part of the SE $\frac{1}{4}$ of Section 32, T4N, R2W, lying Northwest of a line running parallel to a 15-inch sanitary sewer, said line being 15.0 feet Northwest of the centerline of said sanitary sewer, and described as beginning at a point 22 feet South and 10 feet West of the Northeast corner of Lot 32,

Supervisors Plat No. 4, T4N, R2W, thence Southwesterly to a point on the North right-of-way line of Briarfield Drive, Plat of Briarfield Knolls Subdivision, said point being 171.5 feet West of the NE corner of the plat of Briarfield Knolls Subdivision, part of the SE $\frac{1}{4}$ of Section 32, T4N, R2W. This request is being made for the proposed construction of a building.

I would recommend approval of this request.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

June 12, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached find two (2) Change Orders submitted by The Christman Company on the Wastewater Treatment Plan Additions, Contract No. 72-S-4, increasing the amount of the contract as follows:

Change Order No. 6 increased by \$23,069.17, due to additional labor, material and equipment.

Change Order No. 7 increased by \$17,126.94, due to additional labor, material and equipment.

Total increase to contract is \$40,196.11.

I would recommend approval of these two Change Orders.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the two (2) Change Orders submitted by The Christman Company on the Wastewater Treatment Plan Additions, Contract No. 72-S-4, increasing the amount of the contract as follows:

Change Order No. 6 increased by \$23,069.17.

Change Order No. 7 increased by \$17,126.94.

These increases are due to additional labor, material and equipment.

reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

June 12, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Subject: B-75-348 Auditing Services

Gentlemen:

Five bids for the audit of Urban Renewal Project No. 2, Mich. A-6, were opened at 3:00 P.M., E.D.T. on Tuesday, May 20, 1975.

We recommend that all bids be rejected because after the bids were submitted, Urban Renewal Project No. 2, Mich. A-6, was extended by HUD until December of 1975, at which time another audit would be required if bids were awarded at this time.

Respectfully submitted,

VAUGHAN L. MCKINCH,
Purchasing Director,

RONALD G. STONEHOUSE,
Acting Redevelopment Director.

Referred to Committee on Redevelopment.

June 12, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Subject: B-75-355 Public Employees
Honesty Blanket Bond

Gentlemen:

Attached is the tabulation of twelve bids for the Public Employees Honesty Blanket Bond, which were opened at 3:00 P.M., E.D.T. on Tuesday, June 3, 1975.

The low bidder was the Metz-Spurbeck Agency for \$1,056.00 for the three (3) years

plus \$528.00 for the tax collector's bond. Metz-Spurbeck offered an alternate bid which we recommend you consider. The alternate is less money, \$920.00 for three years, and the coverage is \$100,00 for all employees instead of \$15,000 for some of the employees and \$50,000 for others as per the original specifications. The tax collector's bond remains the same under either plan.

Respectfully submitted,

VAUGHAN L. MCKINCH,
Purchasing Director,

JAME SW. DOWSETT,
Finance Director.

Referred to Committee on Finance.

REPORT OF COMMITTEE

The Committee on FINANCE to whom was referred the recommendation of the Purchasing Director and the Finance Director that the alternate bid submitted by Metz-Spurbeck for \$920.00 for three years plus \$528.00 for the tax collector's bond be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Finance Director.

Signed:

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
JAMES D. BLAIR,
Committee on Finance.

By Councilman Anas—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

June 12, 1975

Honorable Mayor Gerald W. Graves and

Members of Lansing City Council

Tenth Floor, City Hall

Lansing, Michigan 48933

Dear Mayor and Council Members:

We will have available, prior to your review of the Community Development contracts, summaries and budget forms related to these agencies.

The information will include an analysis of the current and past scopes of services. Evaluation statements, budget comparisons and audit clearance sheets will be available

on agencies previously funded. On new agencies, the summary of the scopes of services, budgets and reports in summary form will be provided.

I am hereby submitting this information because the contracts' boiler plates, language sections, Controller's budget analyses and City Attorney's review are necessary prior to your receipt of them. As you know, July 1st is almost upon us which is the timetable for initiating the contracts. Hopefully with this process, contract reviews can be promptly handled.

The May 1975 full Evaluation Summaries will be provided to you in the form of a manual.

It is our intention to have this information to you on Monday, June 16th, or Tuesday, June 17th, at the latest.

Sincerely,

MRS. JACQUELINE WARR,
Director,
City Demonstration Agency.

Referred to Committee of the Whole.

June 4, 1975

The Honorable Mayor Gerald Graves
and City Council
City Hall
Lansing, Michigan 48933

Gentlemen:

The Air Pollution Board takes this opportunity to acknowledge its appreciation of your recent move to institute a trash pick-up program in the City of Lansing. This action and implementation of the open burning ban will do much to continue the city's reputation as a "clean city."

Very truly yours,

AIR POLLUTION BOARD
Carlos A. Zapata,
Vice-Chairman.

Received and placed on file.

June 12, 1975

To the Honorable Mayor and
Members of City Council
Gentlemen:

At their June 11, 1975 meeting, the Traffic Board recommended for your consideration erection of the following YIELD signs:

1. On N. Genesee at Stanley St.

2. On Waycross Drive at Norburn Way.

3. On Riley St. at Alpha St.

Analysis of the sight distance at the intersections revealed that the safe approach speed on the minor street is between 10 mph and 15 mph. This represents a restricted sight distance and YIELD signs are warranted. There have been 2 accidents at Waycross and Norburn in 1975, and 3 accidents at Riley and Alpha in 1975.

The recommendation was adopted by a 5-0 vote.

Respectfully submitted,

LANSING TRAFFIC BOARD
Raymond O. Severy,
Secretary.

Referred to Committee on Public Safety.

REPORT OF COMMITTEE

The Committee on PUBLIC SAFETY, to whom was referred the recommendation of the Traffic Board that YIELD signs be erected on N. Genesee at Stanley St., Waycross Drive at Norburn Way, and Riley Street at Alpha Street, reports as follows:

The Committee concurs in the recommendation of the Traffic Board.

Signed:

TERRY J. MCKANE,
ROGER T. MAY,
JOHN T. ANAS,
WILLIAM A. BRENKE,
JOEL I. FERGUSON,
Committee on Public Safety.

By Councilman McKane—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

June 10, 1975

Z-9-75

5000 Block of North Grand
River Avenue (south side)
Honorable Mayor and
Members of City Council
Gentlemen:

The Planning Board will hold a Public Hearing on the rezoning of the property located in the 5000 block of North Grand River Avenue (south side) from "DM" Multiple Family Residential District, "C-2"

Family Residential District and "A-1" Family Residential District to "CUP" Community Unit Plan District. The request is by Arthur Arvanites and Louis Vlahakis for approval of the stated Community Unit Plan District for property located between North Grand River Avenue and the north end of Amherst Drive.

The proposed change, if approved, would allow for the development of two 16 unit, 2½ story apartment buildings, two fourplex dwellings and two duplex dwellings on the site. Off-street parking for the proposed development will be provided at a ratio of two (2) spaces per dwelling unit. Access to the site is proposed to come from a Cul-de-Sac street extending south from North Grand River Avenue. There is to be no connection to Amherst Drive. The request for approval of the proposed Community Unit Plan District is being made under Section 36-7 of the Zoning Code.

A Public Hearing on this matter will be held before the Planning Board on Tuesday, July 1, 1975, at 7:30 p.m. in Court Room No. 1, Sixth Floor, City Hall.

If you have any interests in this matter, please plan to attend the Public Hearing, or contact the Planning Office, when plans are on file.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Received and placed on file.

June 12, 1975

Honorable Mayor Gerald W. Graves and
Members of the Lansing City Council

Subject: Riverfront Park—Phase I
Project No. 2, Mich. A-6

Gentlemen:

The Board of Urban Redevelopment, at a special meeting held on June 12, 1975, unanimously recommended that the Purchasing Director and Acting Redevelopment Director be authorized and directed to solicit bids for the construction of Phase I of the proposed Riverfront Park. The Board made this recommendation after consideration of the comments of the Joint Riverfront Development Committee and approval of the Phase I working drawings and specifications prepared by Robert L. O'Boyle Associates, Incorporated.

Your prompt disposition of this matter will be appreciated.

Sincerely,

BOARD OF URBAN
DEVELOPMENT
Ronald G. Stonehouse,
Acting Secretary.

Referred to Committee on Parks and Recreation and Committee on Redevelopment.

June 11, 1975

Hon. Mayor Gerald W. Graves and
Members of the Lansing City Council
9th Floor, City Hall
Lansing, Michigan

Dear Mayor Graves and Council Members:

Attached please find a proposed draft of the Equal Opportunity Compliance Procedures jointly authored by several City departments which will be administratively involved with projects funded under the City's Community Development Block Grant Program. These procedures were developed in conformity with Federal, State and City civil rights and equal opportunity enactments. This document will insure that formal procedures, which were developed to implement the policy direction contained in your resolution passed on January 20, 1975, will be available to meet certification and assurance requirements under the applicable regulations of the Community Development Program.

Your adoption of a resolution endorsing these procedures is necessary because it will be incorporated into all contracts and sub-contracts contemplated between the City of Lansing and non-governmental agencies. In addition, it will be forwarded to Federal and State agencies responsible for monitoring equal opportunity for the City.

We would like to discuss and explain this document to you at your convenience. However, action should be taken prior to June 30, 1975. The concurrence of other department heads is shown by their signatures affixed below.

Respectfully,

RICHARD D. LETTS,
Director of Human Relations
Committee,
Equal Opportunity Officer,

RALPH CASCARILLA,
Acting Director,
Community Development
Management Department.

Concurred in by:

DANIEL J. BODWIN,
Personnel Director,

PETER HOUK,
City Attorney,

RONALD G. STONEHOUSE,
Director of Housing and
Redevelopment Department,

JACQUELINE WARR,
Human Resource Director,

JAMES DOWSETT,
Finance Director,

VAUGHAN McKINCH,
Purchasing Director.

Referred to Mayor's Office and Committee of the Whole.

June 16, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan 48933

Dear Mayor Pro-Tem and
Council Members:

On Tuesday, June 10, 1975, you approved a Resolution of Intent to fund B.I.L.D. Corporation through December 31, 1976, in the amount of \$469,836, plus relocation benefits up to \$254,174, and under certain circumstances to permit BILD to charge its administrative costs against its Revolving Fund at a rate not to exceed \$12,600 per month.

On Wednesday, June 11, Councilman James Blair requested that my office do some in-depth research regarding Capitol Commons and report to you. I am submitting the following, in answer to his question, plus additional information:

A. Exhibit I is an itemized list of the properties which BILD proposes to purchase under Phase I acquisition completion. Also enclosed are the current property appraisals for these properties. Based on past experience and contracts now on your desk for signature from Edward Mack and Richard Binder (private brokers), the following administrative costs are stated:

1. Acquisition Fee	\$200.00 per parcel
Appraisal Fee	\$550.00 per parcel
Title Insurance	\$ 40.00 per parcel
Closing Costs and Mortgage Commitment	\$ 50.00 per parcel
Total Cost for Services	\$840.00 per parcel

2. Total Cost for Services of \$840.00 per parcel times 17 proposed would equal \$14,280 for the project.

3. We do not have property management staff on board to handle this project. If two people were added, it would be sufficient according to Property Manager, Sam Clay. Namely, a Project Supervisor-Coodinator and a Secretary to process the necessary paper work, it can be estimated that an additional \$27,500 would have to be added. This assumes the Project Supervisor being retained at an annual figure of \$17,500 and a Secretary at \$10,000. Adding these figures to the above-noted project

cost would enable the City to complete the project at a total cost of \$41,780 compared to the \$226,500 as noted on page 3, item C of the proposed contract between BILD administrative cost and the City of Lansing.

4. Another way of drawing a comparison would be to take the total appraised value of the properties to be purchased (\$250,975) and add to it the total cost of private broker services (\$14,280) plus additional staff cost (\$27,500) all of which adds up to a total in-house project cost of \$292,755 versus the City Council Resolution approved amount of \$469,836, plus \$226,800 of BILD administrative cost for a total project cost of \$696,636.

5. It is interesting to note that on the "Completion Phase I Acquisition" listed parcels to be purchased, one of these, 706 West Lenawee (is already owned by BILD Corporation according to the Assessor's records) and two others specifically 725-725½ South Sycamore and 729 South Sycamore do not exist (these addresses are in the I-496 "ditch").

6. The blueprint attached to Exhibit I is color-coded to indicate the parcels currently owned by BILD Corporation and those that they list to be purchased. The parcels in yellow (47) are owned by BILD the ones outlined in red are those that they propose to purchase. One would have to naturally ask the question "Just what does this complete or clear up"?

B. Exhibit II, Responsibilities and Functions of BILD Corporation reveals that exclusive of relocation expenses, their average unit cost of purchase is approximately \$13,000. This means that they were able to purchase a total of 28 units for a total of \$364,000. If the contract that is being proposed is approved it means that BILD will be granted \$469,836 for property for acquisition of 17 properties resulting in an individual unit cost of \$27,640. This is more than double then what their present track record reflects.

C. Exhibit III, February 24, 1975, letter to Council and Mayor recommending that all functions presently performed by BILD and HAF will be incorporated into the Departments of Human Resources and Housing and Redevelopment where appropriate. This letter of recommendation does not speak to the specific denial of Community Development monies to fund BILD, the minutes of the Technical Planning Committee on January 18, 1975, specifically states that the BILD proposal was unanimously rejected by all members of the Committee.

D. Exhibit IV consists of copies of the City Attorney's opinion of June 4, 1975, on the proposed agreement between BILD and the City of Lansing, the City Council Resolution and Amendment as approved on June 10, 1975, and a copy of the proposed agreement between BILD and the City of Lansing. These documents clearly give BILD the authority to use the Revolving Fund for its own administrative costs,

something the Finance Director strongly opposed.

1. If the project is not approved by the U. S. Department of Housing and Urban Redevelopment, the City will not have to pick up the administrative costs incurred by BILD from the General Fund as the contract contemplated speaks specifically to a wind-down period during which BILD may charge its administrative costs against its Revolving Fund at a rate not to exceed \$12,600 per month.

E. Exhibit VI, Seidman and Seidman Report of BILD project from August 1, 1973, to June 30, 1974. For what it is worth, this report does elude to various discrepancies in the financial operation of BILD.

Because of the afore-mentioned, it is very doubtful that BILD has the ability to successfully complete the Capitol Commons project. I recommend that you rescind your action of Tuesday, June 10, 1975.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

June 10, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

This is to advise that Arthur J. Faggion has recently resigned as a member of the Public Service Board due to health reasons. To fill this vacancy for the term ending June 30, 1978, I am submitting to you the name of Raymond P. Rivera, for your consideration and confirmation.

Mr. Rivera was born and educated in San Antonio, Texas. He moved to Michigan in 1940, and entered the U.S. Army in 1945. He served the military for 4 years and attained the rank of Staff Sergeant.

Mr. Rivera has been employed by Fisher Body for the past 26 years, the last 8 years being in skilled trades. He received the Gold Medal for Community Service in Lansing, the highest award General Motors can bestow on an individual in their industry. He serves on the Board of Directors for the Auto Body Credit Union and is on their Personnel Committee, is a Spanish speaking counselor for the Ingham County Probate Court, and a member of the Holy Cross Ushers Club.

Mr. Rivera and his wife, Elvira, who is a counselor at Eastern High School, have four (4) children and reside at 1122 Westmoreland in the City of Lansing.

Trusting this recommendation meets your approval, I remain,

Sincerely,

GERALD W. GRAVES,
Mayor.

By Councilman Gunther (Belen)—

That we concur in the recommendation of the Mayor and said appointment be confirmed.

Carried.

**THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON ANY OF THE
FOLLOWING RESOLUTIONS. YOU MAY
SPEAK ONLY FOR 3-MINUTES ON ANY
ONE RESOLUTION.**

No persons spoke.

RESOLUTIONS

By Committee on Public Service
and Highways—

Resolved, That the Purchasing Director be and he is hereby directed to advertise, as provided by law, for sealed proposals for construction of the Hector Drain Area Storm and Sanitary Sewer Improvements, PS 55037, in accordance with the plans and specifications on file in the office of the City Engineer. Proposals to be received up to 3:00 P.M., Local Time, Tuesday, July 22nd, 1975.

Each proposal to be accompanied with a certified check or bidder's bond in the sum of 5% of the proposal.

Right is hereby reserved to accept any proposal, to reject any or all proposals and to waive defects in proposals.

No bids may be withdrawn after the above date and time for receiving bids for a period of forty-five (45) days.

Adopted by the following vote:

Unanimously.

By Committee on Public Service
and Highways—

Resolved, That the Purchasing Director be and he is hereby directed to advertise, as provided by law, for sealed proposals for the construction of City Market Drive and the Necessary Street Improvements, PS 36127, in accordance with the plans and specifications on file in the office of the City Engineer. Proposals to be received up to 3:00 P.M., Local Time, Tuesday, July 15th, 1975.

Each proposal to be accompanied with a certified check or bidder's bond in the sum of 5% of the proposal.

Right is hereby reserved to accept any proposal, to reject any or all proposals and to waive defects in proposals.

No bids may be withdrawn after the above date and time for receiving bids for a period of forty-five (45) days.

Adopted by the following vote:

Unanimously.

By Committee on Public Service
and Highways—

Resolved by the City Council of the City
of Lansing:

Whereas, the Highway Safety Act of 1973 (Title II of Public Law 93-87) established programs with specific funding for the implementation of safety improvement projects aimed at the elimination or reduction of traffic accidents and the resulting deaths, injuries, and property damage, and

Whereas, Section 230—Federal-Aid Safer Roads Demonstration provides for elimination of hazards at railroad-highway crossings on non-federal-aid system with Federal funding of 90 percent of project cost, and

Whereas, the Public Service Commission has inspected the railroad crossing of the Penn Central Railroad Company with Olds Avenue in Lansing, Michigan, and has recommended several necessary improvements (see report dated 6/19/73, File No. RR4517), to upgrade the crossing at an estimate total cost of \$130,000. The estimated Federal Highway Administration participation would be \$117,000; the City of Lansing participation would be \$13,000. The City of Lansing's cost would be budgeted by the Public Service Department for fiscal year ending June 30, 1976 from Act 51, Major Street Improvements Appropriations.

Now, Therefore, Be It Resolved that the Public Service Director be authorized to make the necessary application with the Michigan Department of State Highways and Transportation for 90% funding of said improvements, prepare necessary plans and specifications and detailed cost estimates for said improvements.

Now, Therefore, Be It Further Resolved that the Mayor and the City Clerk be authorized to sign the proposed Contractual Agreement between the City of Lansing and the Michigan State Highway Commission for said improvements upon certification of the City Controller as to the availability of funds, and after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee on Public Service
and Highways—

Resolved by the City Council of the City
of Lansing:

That it is hereby determined to be a matter of public health and necessity to construct a street (proposed City Market Drive), described as:

Beginning at a point on the west side of N. Cedar Street approximately 465 feet south of Shiawassee Street and running southwesterly for a distance of 260 feet,

and included in the street construction will be storm drainage, curb and gutter, sidewalks and surfacing, and that the construction of this work is hereby ordered.

And Further, that the estimated cost of this project is \$35,000.00 and shall be financed by the City from Urban Renewal funds for Project No. 2, Section A-6.

The Department of Public Service is hereby directed to prepare as far as necessary, plans and specifications for this project and that the Purchasing Director be directed to advertise and let for bid the specifications for said projects as submitted by the Department of Public Service.

Adopted by the following vote:

Unanimously.

By Committee on Public Service
and Highways—

Resolved by the City Council of the City
of Lansing:

That the request from Eyde Construction Co. to abandon that portion of the Gilkey Drain right-of-way, located on the North 180 feet of the East 379.5 feet of Lot 32, Supervisors Plat No. 4, that part of the SE $\frac{1}{4}$ of Section 32, T4N, R2W, lying Northwest of a line running parallel to a 15-inch sanitary sewer, said line being 15.0 feet Northwest of the centerline of said sanitary sewer, and described as beginning at a point 22 feet South and 10 feet West of the Northeast corner of Lot 32, Supervisors Plat No. 4, T4N, R2W, thence Southwest to a point on the North right-of-way line of Briarfield Drive, Plat of Briarfield Knolls Subdivision, said point being 171.5 feet West of the NE corner of the plat of Briarfield Knolls Subdivision, part of the SE $\frac{1}{4}$ of Section 32, T4N, R2W, for the proposed construction of a building, be approved, and

Be It Further Resolved, that the City Clerk be directed to have said abandonment of that portion of the Easement recorded with the Registrar of Deeds upon the approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee on Public Service
and Highways—

Resolved by the City Council of the City of Lansing:

That the City Assessor be, and he is hereby directed to spread on the December, 1975 Tax Rolls, the cost of correcting the hazardous and unsanitary conditions of properties in the year 1975, in the amount of \$885.20, as reported this date by the Building Commissioner, and as per attached list.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and
Properties—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing Building Commissioner determined that the building located at 1118 Kingsley Ct., Lot 2 and east 20 4/5 feet Lot 3, Kingsley Addition, 3301-17-404-211-3, was an unsafe or dangerous building as defined in Section 203 of the Uniform Building Code and the housing law of Michigan, and

Whereas, a hearing was held by the Hearing Board on May 8, 1975, at which the Hearing Officers determined that said buildings were unsafe or dangerous buildings and ordered the buildings demolished or otherwise made safe; and

Whereas, said Hearing Officers filed a report of their findings and order with the Lansing City Council, and have requested the City Council to take appropriate action under the Building Code and housing law of Michigan; and

Whereas, the City Council scheduled a hearing to review the findings and order of the Hearing Officers, and the owners were notified in writing of said hearing and had an opportunity to appear and show cause why said building should not be demolished or otherwise made safe; now, therefore, be it

Resolved, that the City Council of the City of Lansing hereby approves the order of the Hearing Officers requiring the demolition or making safe of said buildings; and be it further

Resolved, that the owners are hereby directed to comply with the order of the Hearing Officers to demolish or otherwise make safe the said buildings within fifteen (15) days from the date of this resolution; and be it further

Resolved, that, should the owners fail to substantially comply with the Hearing Officers' order for demolition or otherwise make safe, the Building Commissioner is hereby directed to proceed with demolition of said building; and be it further

Resolved, that the cost of such demolition shall be a lien against the real property and shall be reported to the City Assessor who shall assess the same against the property upon which the building is presently located; and be it further

Resolved, that the owner in whose name the property appears upon the last local tax assessment record shall be notified of the amount of such cost by first class mail at the address shown on the records. Upon his failure to pay the same within thirty (30) days after mailing by the City Assessor of the notice of the amount thereof, the Assessor shall add the same to the next tax roll of the City of Lansing and the same shall be collected in the same manner in all respects as provided by law for the collection of taxes by the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and
Properties—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing Building Commissioner determined that the building located at 1302 Chelsea Street, described as: 3301-17-402-061-2, south 1/2 of Lot 19, Kempf Addition, was an unsafe or dangerous building as defined in Section 203 of the Uniform Building Code and the housing law of Michigan, and

Whereas, a hearing was held by the Hearing Board on May 8, 1975, at which the Hearing Officers determined that said buildings were unsafe or dangerous buildings and ordered the buildings demolished or otherwise made safe; and

Whereas, said Hearing Officers filed a report of their findings and order with the Lansing City Council, and have requested the City Council to take appropriate action under the Building Code and housing law of Michigan; and

Whereas, the City Council scheduled a hearing to review the findings and order of the Hearing Officers, and the owners were notified in writing of said hearing and had an opportunity to appear and show cause why said buildings should not be demolished or otherwise made safe; now, therefore, be it

Resolved, that the City Council of the City of Lansing hereby approves the order of the Hearing Officers requiring the demolition or making safe of said buildings; and be it further

Resolved, that the owners are hereby directed to comply with the order of the Hearing Officers to demolish or otherwise make safe the said buildings within fifteen (15) days from the date of this resolution; and be it further

Resolved, that, should the owner fail to substantially comply with the Hearing Officers' order for demolition or otherwise make safe, the Building Commissioner is hereby directed to proceed with demolition of said building; and be it further

Resolved, that the cost of such demolition shall be a lien against the real property and shall be reported to the City Assessor who shall assess the same against the property upon which the building is presently located; and be it further

Resolved, that the owner in whose name the property appears upon the last local tax assessment record shall be notified of the amount of such cost by first class mail at the address shown on the records. Upon his failure to pay the same within thirty (30) days after mailing by the City Assessor of the notice of the amount thereof, the Assessor shall add the same to the next tax roll of the City of Lansing and the same shall be collected in the same manner in all respects as provided by law for the collection of taxes by the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee on Public Service
and Highways—

Resolved by the City Council of the City of Lansing:

Whereas, garages were constructed in the Platt Street right-of-way adjoining Lots 24 thru 31 inclusive, of Clear's Subdivision more than 15 years ago, and

Whereas, such garages are situated entirely on the right-of-way of Platt Street being a portion of Platt Street recorded in the original Town of Michigan plat, now City of Lansing, Ingham County, Michigan, adjoining the easterly property line of Lots 24 thru 31 inclusive of Clear's Subdivision, and

Whereas, clear title to the premises of said lots cannot be obtained until the garages are removed or until an easement therefore is obtained, and

Whereas, no substantial harm will result to the City if an easement is given to the titleholder provided that the City reserves a right-of-way for street, alley or public utility purposes,

Now, Therefore, Be It Resolved, that an easement be given to the titleholder for property on which said garages are situated, more particularly described as:

Beginning at the NE corner of Lot 32, Block 204 of Clear's Subdivision as recorded in the Town of Michigan Plat, now City of Lansing, Ingham County, Michigan, thence easterly along the northerly line of said Lot 32 extended 28.3 feet; thence south parallel to Clear

Street to a point on the easterly extension of the north line of Lot 24; thence south westerly to the southeast corner of Lot 21; thence northeasterly to the northeast corner of Lot 27; thence north to point of beginning.

Said easements to terminate upon removal or destruction of said garages and to be subject to a right-of-way of the City of Lansing for the street, alley, or public utility purposes.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City has been funded under contract with the United States Department of Labor, Manpower Administration for the Emergency Employment Act of 1971, and

Whereas, the Federal Government will permit an extension for the expenditures of present funding through June 30, 1976, and

Whereas, said modification to the original contract has been prepared in accordance with Federal instructions;

Therefore, Be It Resolved, that the City Council approves the contract modification and authorizes the Mayor and other City Officials to sign and file the document with the proper officials of the United States Government.

Adopted by the following vote:

Unanimously.

By Parks and Recreation Committee—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has received notification that certain funds may be available to the City of Lansing through the Land and Water Conservation Act of 1965; and

Whereas, these funds may be used to develop such items as picnic areas, beaches, boating facilities, fishing and hunting facilities, winter sport areas, playgrounds, ballfields, tennis courts, etc.; and

Whereas, the use of these funds is compatible with the development projects planned for the Riverfront Park; and

Whereas, the City of Lansing plans to develop the Riverfront Park in various phases; Phase I being the preparation of the site, the installation of lighting within the park area and the planting of selected

trees and shrubbery and certain other miscellaneous items total \$500,000; and

Whereas, continuing projects will be constructed as follows:

Cost	
Starter Deck, Wharf, Barge	
Harbor and Viewing Platform.....	\$ 78,000
Tennis courts and shelter;	
Play Sculpture	109,000
Trestle and Riverwalk Expansion..	160,000
Pedestrian Bridge and Ramp,	
Festival Plaza and Picnic	
Grove	178,000
Construction of the Nautilus.....	150,000
and	

Whereas, the total cost of this project will be \$1,300,000 to include \$125,000 for engineering costs; and

Whereas, the grant application is based on a 50-50 match; and

Whereas, \$150,000 has been reserved from Urgent Needs Fund by the City of Lansing with the remaining City Match share of \$500,000 to consist of credit for Phase I work or \$500,000;

Now, Therefore, Be It Resolved, that the Program Coordinator is authorized to submit this pre-application for Land and Water Conservation Funds after approval by the City Attorney as to form; and

Be It Further Resolved, that the priorities as indicated above are the priorities for the development of the specific projects in the Riverfront Park as determined by the City Council of the City of Lansing and the joint committee for River Front Development.

Adopted by the following vote:

Unanimously.

By Committee on Parks and Recreation and the Committee on Redevelopment—

Resolved by the City Council of the City of Lansing:

That the Purchasing Director and Acting Redevelopment Director are hereby authorized and directed to solicit bids for the construction of Phase I of the proposed Riverfront Park, based upon drawings and specifications prepared by Robert L. O'Boyle Associates, Inc.

Adopted by the following vote:

Unanimously.

By Committees on Parks and Recreation, Building and Properties, and Public Safety—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing is in dire need to relocate the Fire Station on the east side; and

Whereas, the City of Lansing, the Fire Board and Planning Board have determined that the southwest corner of Grand River and Marshall Streets, legally described as follows:

Com. NE corner Lot 1, Assessor's Plat 27 on SE ¼ Sec. 10, T4N, R2W, City of Lansing, Ingham County, Michigan as recorded in Liber 5 of Plats, Page 82, Ingham County Records, thence South 17 ft.; thence S 83°42' E, 105.26 ft.; thence S 89°41' 20" E 92.7 ft. to POB; thence S 89°41' 20" E 300 ft. to W. line Marshall Street (60 ft. in width); thence South 300 ft.; thence N 89°41'20"W 300 ft. parallel with South line Grand River Avenue; thence North 300 ft. to POB,

is the most desirous location for an east side two company station; and

Whereas, this land is now a city recreation area known as Marshall Field, consisting of three ball diamonds and other facilities; and

Whereas, the land was received by the City from the State of Michigan under Special Act 12 of 1962 for recreational purposes only and is subject to a reverter clause; and

Whereas, the Parks Department does not object to the use of a portion of Marshall Field for construction of the needed fire station even though it means the elimination of one of the baseball diamonds thereat but desires to maintain a consistent level of park facilities available for city baseball recreational purposes; and

Whereas, the Fire Department possesses approximately seven acres of land in south Lansing off Miller Road but does not require all such property for purposes of constructing a fire station thereon; now, therefore,

Be It Resolved, that the City of Lansing requests that the above described land be transferred back to the state legislature to extinguish the reverter interest continuing the recreational purposes reservation on the balance of the park property, and that such transfer be on the expectation and for the purpose that the legislature by special act shall then transfer back to the City said parcel for the purpose of erecting a fire station thereon; and

Be It Further Resolved, that there shall be installed night game lighting on one remaining baseball diamond in Marshall Field and both diamonds remaining after such shift of public use shall be brought up to "league standards" and that the Fire Department shall transfer three acres of its southwest Lansing property to the

Parks Department for purposes of creating an additional baseball diamond.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and Properties—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing is the owner of real property described as:

Lots 22 and 23, Block 1 of Assessor's Plat 7, Lansing, Ingham County, Michigan,

and

Whereas, the above described property is presently being used for public purposes; and

Whereas, a value of Seventy-One Thousand Six Hundred Seventy-Eight and 00/100 Dollars (\$71,678.00) has been established as the fair market value of the property; and

Whereas, the County of Ingham is desirous of exchanging the said Leshner Place property for property which it owns valued at approximately Seventy-one Thousand and Fifty-nine Dollars and 00/100 (\$71,059.00) and which it has marketable title to, described as:

The West 16 feet of Lot No. 1 and the East 37 feet of Lot No. 2, Block No. 24, Original Plat, Lansing, Ingham County, Michigan,

also,

The West 95 feet of Lot No. 2 of Block No. 24, Original Plat, Lansing, Ingham County, Michigan;

and

Whereas, it is in the best interest of the City to engage in such exchange for the reason that the County intends to continue the present public purpose use of Leshner Place and the City is in need of such County property to construct thereunder a sewage retention basin and thereon a public park; now, therefore, be it

Resolved, by the City Council of the City of Lansing that the proposition to exchange or sell said land and execute a conveyance therefor be submitted to the electors of the City of Lansing for approval as required by Section 14.3 (d) of the Charter of the City of Lansing, and as required by the laws of the State of Michigan, at a special City election in conjunction with a regular City primary to be held August 5, 1975; and be it

Further Resolved, that said proposal be submitted to the electors of said City upon the voting devices in manner and form as follows:

FORM OF BALLOT

"Shall the City Council be authorized to sell, which includes exchange, the property located on Linden Grove Avenue, Lansing, commonly known as Leshner Place and which is legally described as:

The West 16 feet of Lot No. 1 and the East 37 feet of Lot No. 2, Block No. 24, Original Plat, Lansing, Ingham County, Michigan,

also

The West 95 feet of Lot No. 2 of Block No. 24, Original Plat, Lansing, Ingham County, Michigan,

for the sum of not less than Seventy-one Thousand and 00/100 Dollars (\$71,000.00), said sum being the approximate fair market value as appraised;

YES () NO ()

and be it

Further Resolved, that the City Clerk be and is hereby directed to prepare sufficient ballots to supply the demand for absent voters' ballots, as above set forth; and be it

Further Resolved, that this resolution containing the above proposition, together with the full legal description of said property, be posted in a conspicuous place in each polling place in the City of Lansing; and be it

Further Resolved, that the votes cast upon such question shall be counted, canvassed and returned, and the results thereof determined in like manner, and by the same officials as prescribed for in special city election in conjunction with a regular city primary; and be it

Further Resolved, that the City Clerk give ten (10) days notice of the submission of said proposition to the electors, such notice to conform to the provisions of the City Charter relative to special city election in conjunction with a regular city primary, and further that she cause a true copy of this resolution to be published twice in a daily newspaper published and circulated in the City of Lansing and that such publication be at least ten (10) days prior to the date upon which said proposal is to be voted upon as herein provided.

Adopted by the following vote:

Unanimously.

By Committee on Parks and Recreation—

Resolved by the City Council of the City of Lansing:

Whereas, under provisions of law, the State Highway Commission has offered for sale certain real property, which is no longer required for highway purposes, and

which has, by it, been declared excess, and which is more particularly described and identified in the records of the Michigan Department of State Highways as:

The north 90 feet of lot 1, block 175, of the Original Plat, Town of Michigan, City of Lansing, Ingham County, Michigan, as recorded in Liber 2 of Plats, pages 36, 37, and 38, Ingham County Records.

Whereas, said lands are situate in the City of Lansing at the east end of St. Joseph Street and have frontage on the Grand River; and

Whereas, the above described lands are needed for use as park property; and

Whereas, the State Highway Commission has agreed to sell the above described lands to the City of Lansing for the sum of \$500.00, the appraised price, provided said lands are used for the specific public purpose related herein.

Now, Therefore, Be It Resolved, that the Department of Parks and Recreation make application to the Michigan Department of State Highways to purchase said lands at the appraised price of \$500.00 with that sum to be appropriated from the Park Property Acquisition account No. 249-936-250-974; and

Be It Further Resolved, that the said lands shall be used for the public purpose stated herein only, and in a manner which will create no hazard to the motoring public, and in the event any other use of said lands is attempted prior to ten years from date of execution of a land contract or deed, said lands shall revert to the State Highway Commission.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the United States of America have entered into an Agreement providing the City of Lansing with a grant to plan and develop a Comprehensive City Demonstration Program; and

Whereas, the Lansing Model Cities Comprehensive City Demonstration Program provides for a Kingsley Court Open Space project; and

Whereas, the City of Lansing, through the City Demonstration Agency, and the Department of Parks and Recreation have developed a proposed Contract (Cooperative Agreement) to provide for a Kingsley Court Open Space project; and

Whereas, said proposed Contract (Cooperative Agreement) is hereby approved

by the City Council of the City of Lansing, now, therefore, be it

Resolved, that the Mayor and the City Clerk are hereby directed to sign said proposed Contract (Cooperative Agreement) on behalf of the City of Lansing after approval as to form by the City Attorney and after certification as to the availability of funds by the Controller and the CDA Fiscal Officer.

By Councilman Ferguson—

That this be referred to the Committee on Parks and Recreation.

Carried.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the United States of America have entered into an Agreement providing the City of Lansing with a grant to plan and develop a Comprehensive City Demonstration Program; and

Whereas, the Lansing Model Cities Comprehensive City Demonstration Program provides for a Neighborhood Facility at Kingsley Court; and

Whereas, the City of Lansing, through the City Demonstration Agency, and the Department of Parks and Recreation have developed a proposed Contract (Cooperative Agreement) to provide for a Neighborhood Facility at Kingsley Court; and

Whereas, said proposed Contract (Cooperative Agreement) is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and the City Clerk are hereby directed to sign said proposed Contract (Cooperative Agreement) on behalf of the City of Lansing after approval as to form by the City Attorney and after certification as to the availability of funds by the Controller and the CDA Fiscal Officer.

By Councilman Ferguson—

That this be referred to the Committee on Parks and Recreation.

Carried.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Greater Lansing Legal Aid Bureau entered into a Contract to provide for a Legal Aid Bureau program (PN-13); and

Whereas, said Contract was amended and extended on September 30, 1974; and

Whereas, the City of Lansing and the Greater Lansing Legal Aid Bureau do mutually agree to further amend said Contract; and

Whereas, the proposed Amendment of said Contract is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and the City Clerk are hereby directed to sign said proposed Amendment of said Contract on behalf of the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Youth Development Corporation, Incorporated entered into a Contract on March 12, 1975 effective from January 1, 1975 through June 30, 1975; and

Whereas, the City of Lansing, through the City Demonstration Agency and the Youth Development Corporation, Incorporated do mutually desire to amend said Contract; now, therefore,

Be It Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed Contract amendment on behalf of the City of Lansing after approval as to form by the City Attorney.

By Councilman Ferguson—

That this be referred to the Committee on Finance.

Carried.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and Humpty Dumpty Nursery entered into a Contract, effective from July 1, 1974 through September 30, 1974; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and Humpty Dumpty Nursery, amended and extended said Contract effective from October 1, 1974 through June 30, 1975; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and Humpty Dumpty Nursery amended said Contract on April 18, 1975; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and Humpty Dumpty Nursery do mutually agree to again amend said Contract; and

Whereas, the proposed Amendment of said Contract is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and the City Clerk are hereby directed to sign said proposed Amendment of said Contract on behalf of the City of Lansing, after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and Happy Day Children's Center, Inc. entered into a Contract, effective from October 1, 1974 through June 30, 1975, to provide for a day care services program; and

Whereas, said Contract was amended on January 9, 1975 and April 23, 1975; and

Whereas, the City of Lansing and Happy Day Children's Center, Inc. do mutually agree to further amend said Contract; and

Whereas, said proposed Contract Amendment is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and the City Clerk are hereby directed to sign said proposed Contract Amendment on behalf of the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee on Personnel—

Resolved by the City Council of the City of Lansing:

That effective June 16, 1975 the City Personnel Director is authorized and directed to establish a Community Development Section within the City Classification and Compensation Plan, and to establish thereunder the following positions:

Executive Assistant for Community Development XI

Staff Assistant IX

Project Analyst VIII

Secretary III

Clerk-Typist II

All costs attendant to the above positions shall be appropriated from the City's Community Development Block Grant,

And, Be It Further Resolved, that in the event of any future contingencies which may be brought about by amendments or decisions, or any and all actions of Federal or other agencies affecting the Community Development Grant, the City of Lansing will assume no financial or other responsibility toward the continuation of the Community Development Grant or any positions within said Grant.

Adopted by the following vote:

Unanimously.

By Committee on Personnel—

Resolved by the City Council of the City of Lansing:

That effective June 16, 1975, the City Personnel Director is authorized and directed to establish the following positions within the Code Compliance division of the Community Development Section of the Classification and Compensation Plan:

Project Supervisor VIII (Bldg. Dept.)

Specification Writer VII (Bldg. Dept.)

Clerk IB (Bldg. Dept.)

Fire Inspector IV (Fire Marshal)

All costs to be charged to the Community Development Block Grant.

And, Be It Further Resolved, that in the event of any future contingencies which may be brought about by amendments or decisions, or any and all actions of Federal or other agencies affecting the Community Development Grant, the City of Lansing will assume no financial or other responsibility toward the continuation of the Community Development Grant or any positions within said Grant.

Adopted by the following vote:

Unanimously.

By Committee on Personnel—

Resolved by the City Council of the City of Lansing:

That effective June 16, 1975, the City Personnel Director is authorized and directed to establish the following positions within the Housing and Redevelopment Department division of the Community Development Section of the Classification and Compensation Plan:

Housing and Redevelopment
Director XI

Relocation Supervisor VII

Renewal Coordinator VII

Loan and Grant Administrator IX

Housing Administrator IX

Redevelopment Marketing Agent VIA

Housing Contract Manager VII

Relocation Counselor V

Secretary III

Relocation Aide IIB

Clerk-Typist II

Clerk IB (2)

All costs to be charged to combined Community Development Block Grants and the extension of certain Urban Renewal Grant funds,

And, Be It Further Resolved, that in the event of any future contingencies which may be brought about by amendments or decisions, or any and all actions of Federal or other agencies affecting the Community Development Grant, the City of Lansing will assume no financial or other responsibility toward the continuation of the Community Development Grant or any positions within said Grant.

Adopted by the following vote:

Unanimously.

By Committee on Personnel—

Resolved by the City Council of the City of Lansing:

That effective June 16, 1975, the City Personnel Director is authorized and directed to establish the following positions within the Human Resources Department division of the Community Development Section of the Classification and Compensation Plan:

Human Resources Director XI

Assistant Director IX

Project Management Supervisor VIII

Project Manager VIA (4)

Program Development Specialist VIIIA

Program Development Coordinator VI

Referral Specialist VI

Secretary III

Clerk IIB

Clerk IB (2)

All costs to be charged to the Community Development Block Grant,

And, Be It Further Resolved, that in the event of any future contingencies which may be brought about by amendments or decisions, or any and all actions of Federal or other agencies affecting the Community Development Grant, the City of Lansing will assume no financial or other responsibility toward the continuation of the Community Development Grant or any positions within said grant.

Adopted by the following vote:

Unanimously.

By Committee on Personnel—

Resolved by the City Council of the City of Lansing:

That effective June 16, 1975, the City Personnel Director is authorized and directed to establish the following positions within the Staff Support Services division of the Community Development Section of the Classification and Compensation Plan:

Attorney IXA (City Attorney)

Audit Supervisor IXA (Internal Audit)

Auditor VII (Internal Audit)

Evaluation Supervisor IX (Internal Audit)

Evaluation Specialist VII (4) (Internal Audit)

All costs to be charged to the Community Development Block Grant,

And, Be It Further Resolved, that in the event of any future contingencies which may be brought about by amendments or decisions, or any and all actions of Federal or other agencies affecting the Community Development Grant, the City of Lansing will assume no financial or other responsibility toward the continuation of the Community Development Grant or any positions within said Grant.

Adopted by the following vote:

Unanimously.

By Committee on Personnel—

Resolved by the City Council of the City of Lansing:

That effective June 16, 1975, the City Personnel Director is authorized and directed to establish the following positions within the Planning Department Section of the Classification and Compensation Plan:

Planner VII (2)

Planner VI

Responsibility and function shall be within the Planning Department with all

costs charged to the Community Development Grant, Block Grant,

And, Be It Further Resolved, that in the event of any future contingencies which may be brought about by amendments or decisions, or any and all actions of Federal or other agencies affecting the Community Development Grant, the City of Lansing will assume no financial or other responsibility toward the continuation of the Community Development Grant or any positions within said Grant.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows:

\$ 900.00 from Recreation Salaries
A/C 101-708-000-702

\$ 900.00 to Softball Wages
A/C 101-714-000-706

\$ 9,600.00 from Emergency Fund
A/C 101-940-000-962

\$ 9,600.00 to Softball Wages
A/C 101-714-000-706

\$123,668.00 from Estimated Revenues
A/C 150-000-000-160

\$123,668.00 to Relocation Payments
A/C 152-822-000-956

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT II

By Committee on Public Service
and Highways—

Resolved by the City Council of the City of Lansing:

That the plans and specifications returned by the Department of Public Service in pursuance of the resolution of this Council,

Resolution Date—4/21/75

P.S. No. 55037—Storm (ordered)

Property Benefited: All lands fronting on Dunlap St. from Logan St. to Atlas St., excepting all public streets and alleys and other lands deemed not benefited.

Resolution Date—4/21/75

P.S. No. 55037—Storm (ordered)

Property Benefited: All lands fronting on Stirling St. from Dunlap St. to Loa St., excepting all public streets and alleys and other lands deemed not benefited.

Resolution Date—4/21/75

P.S. No. 55037—Storm (ordered)

Property Benefited: All lands fronting on Loa Street from Logan st. to Atlas St., excepting all public streets and alleys and other lands deemed not benefited.

Resolution Date—4/21/75

P.S. No. 55037—Storm (ordered)

Property Benefited: On Easement from Logan St. south 340 ft. to existing storm sewer, excepting all public streets and alleys and other lands deemed not benefited.

Resolution Date—4/21/75

P.S. No. 55037—Storm (ordered)

Property Benefited: All lands fronting on Harold St. from Holmes Rd. south to serve Lots 29 and 30, Walter Homes Rd. Subd. No. 1, excepting all public streets and alleys and other lands deemed not benefited.

Resolution Date—4/21/75

P.S. No. 55037—Storm (ordered)

Property Benefited: All lands fronting on W. Holmes Rd. from Loweroft St. to Palmer St., excepting all public streets and alleys and other lands deemed not benefited.

Resolution Date—4/21/75

P.S. No. 55037—Storm (ordered)

Property Benefited: All lands fronting on Loweroft St. from W. Holmes Rd. to Mason St., excepting all public streets and alleys and other lands deemed not benefited.

Resolution Date—4/21/75

P.S. No. 55037—Storm (ordered)

Property Benefited: All lands fronting on Rouse St. from Loweroft St. to Schlee St., excepting all public streets and alleys and other lands deemed not benefited.

Resolution Date—4/21/75

P.S. No. 55037—Sanitary (ordered)

Property Benefited: All lands fronting on Palmer St. from Berry St. to Dunlap St., excepting all public streets and alleys and other lands deemed not benefited.

Resolution Date—4/21/75

P.S. No. 55037—Sanitary (ordered)

Property Benefited: All lands fronting on Astor St. from Palmer St. east 408 feet, excepting all public streets and alleys and other lands deemed not benefited.

Resolution Date—4/21/75

P.S. No. 55037—Sanitary (ordered)

Property Benefited: All lands fronting on Palmer St. from Holmes Rd. south to interceptor south of Rouse St., excepting all public streets and alleys and other lands deemed not benefited.

be received, approved and placed on file.

The Engineer's estimated expense of said improvements are as follows:

Project No. P.S. 55037

STORM

Intersection and City Contribution	\$ 35,000.00
Assessable to Property Owners	85,000.00
Total Project Cost	\$120,000.00

SANITARY

Intersection and City Contribution	\$ 40,000.00
Assessable to Property Owners	41,000.00
Total Project Cost	\$ 81,000.00

TOTAL COST

Intersection and City Contribution	\$ 75,000.00
Assessable to Property Owners	126,000.00
Total Project Cost	\$201,000.00

That the Purchasing Director be directed to advertise and let for bid the specifications for said projects as submitted by the Department of Public Service.

That the City Assessor be, and is directed, to make special assessment installment rolls, based upon bids to be received and other related costs of construction, and return same to the City Council.

All projects are a part of the Hector Drain Area Storm and Sanitary Sewer Improvements, P.S. 55037.

I hereby certify that funds are available and encumbered for the City of Lansing's share of said project.

EDWARD PERRY,
City Controller.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$3,183,749.01.

Signed:

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

INTRODUCTION OF ORDINANCE

The following ordinance of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by:

Adding a New Chapter to be numbered 37A and by adding sections numbered 37A-1 to 37A-25, inclusive, providing for the prevention of soil erosion and sedimentation from nonagricultural development within the City of Lansing by requiring proper provisions for water disposal and protection of soil surfaces during and after construction in order to promote the safety, public health, convenience and general welfare of the City.

was introduced by Councilman Belen, read a first and second time by its title and referred to the Committee on Ordinance and Contracts.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

That Councilman May be excused from the session.

Carried.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

That the rule prescribed in Sec. 5.5 (g) of the Charter relative to considering business not on the agenda, be waived.

Carried.

Request from Brown Brothers, Inc., to perform the demolition work of the Busch Bldg. at S.E. corner of Allegan and Washington during night time hours.

Referred to Committee on Public Service and Highways.

June 16, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: Z-75-357 Auditing Services

Gentlemen:

Five bids for the audit of a listed group of C.D.A. agencies were opened at 3:00 P.M., E.D.T. on Tuesday, June 10, 1975, per the attached tabulation.

We recommend acceptance of the low bid submitted by Layton & Richardson in the amount of \$20,000.00.

Respectfully submitted,

VAUGHAN L. McKINCH,
Purchasing Director,

JAMES W. DOWSETT,
Finance Director.

Referred to Committee on Finance.

REPORT OF COMMITTEE

The Committee on FINANCE, to whom was referred the recommendation of the Purchasing Director and the Director of Finance that the low bid submitted by Layton & Richardson in the amount of \$20,000.00 for the audit of a listed group of C.D.A. agencies be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Director on Finance.

Signed:

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
JAMES D. BLAIR,
Committee on Finance.

By Councilman Anas—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

MOTION TO RESCIND PREVIOUS COUNCIL ACTION

Whereas, on May 27, 1975, this Council resolved that a proposition to amend the City Charter be submitted to the electors at the August 5, 1975 election; and

Whereas, it now appears that the electorate would have a better opportunity to be informed concerning this matter if the matter were considered at a later election; and

Whereas, it appears that the electoral participation would be greater at an election other than the next primary election; and

Whereas, it is the Council's intention to pass a resolution subsequent to this to place the proposed amendment on the ballot at a later date;

Now, Therefore, Be It Resolved, that the action taken by this Council on May 27, 1975 regarding an amendment to be numbered Chapter 7, Section 7.25 and Chapter 7, Section 7.26 be and the same is hereby rescinded; and

Be It Further Resolved, that the City Clerk so inform the Attorney General and the Governor of the State of Michigan.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Brenke, Ferguson, Gunther, McKane—6.

Nays: Councilman Blair—1.

By Committee on Buildings and Properties—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing is the owner and has marketable title to real property described as:

The north 65 ft. of the west 42 ft. of the east 207 ft. of Lot I, Block 194, Original Plat, City of Lansing, Ingham County, Michigan. (More commonly known as the South Lansing Community Hall, 117 W. South St.);

and

Whereas, the above described property is presently being used for public purposes; and

Whereas, it has been determined that continued ownership of subject property by the City of Lansing would serve no valid purpose; and

Whereas, a value of Seventeen Thousand Five Hundred Dollars (\$17,500.00) has been established as the fair market value of the property; now, therefore, be it

Resolved, by the City Council of the City of Lansing that the proposition to sell said land and execute a conveyance therefor be submitted to the electors of the City of Lansing for approval as required by Section 14.3 (d) of the Charter of the City of Lansing, and as required by the laws of the State of Michigan, at a special city election in conjunction with a regular city primary to be held August 5, 1975; and be it

Further Resolved, that said proposal be submitted to the electors of said city upon the voting devices in manner and form as follows:

FORM OF BALLOT

Shall the City Council be authorized to sell the property located at 117 W. South Street commonly known as South Lansing Community Hall and which is legally described as:

The north 65 ft. of the west 42 ft. of the East 207 ft. of Lot I, Block 194, Original Plat, City of Lansing, Ingham County, Michigan,

for the sum of not less than \$17,500.00, said sum being the fair market value as appraised.

YES () NO ()

and be it

Further Resolved, that the City Clerk be and is hereby directed to prepare sufficient ballots to supply the demand for absent voters' ballots, as above set forth; and be it

Further Resolved, that this resolution containing the above proposition, together with the full legal description of said property, be posted in a conspicuous place in each polling place in the City of Lansing; and be it

Further Resolved, that the votes cast upon such question shall be counted, canvassed and returned, and the results thereof determined in like manner, and by the same officials as prescribed for in special city election in conjunction with a regular city primary; and be it

Further Resolved, that the City Clerk give ten (10) days notice of the submission of said proposition to the electors, such notice to conform to the provisions of the City Charter relative to special city elec-

tion in conjunction with a regular city primary, and further that she cause a true copy of this resolution to be published twice in a daily newspaper published and circulated in the City of Lansing and that such publication be at least ten (10) days prior to the date upon which said proposal is to be voted upon as herein provided.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and Properties—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing is the owner and has marketable title to real property described as:

Commencing 33 feet North of the SE corner of the NE $\frac{1}{4}$ of SE $\frac{1}{4}$ Section 31, thence N. 62 feet, W. 190 feet, S. 62 feet, E. 190 feet to beginning; Section 31 T4N R2W (4632 Pleasant Grove Road),

and

Whereas, the above described property is presently not being held for public purposes; and

Whereas, it has been determined that continued ownership of subject property by the City of Lansing would serve no valid purpose; and

Whereas, a value of Thirteen Thousand Seven Hundred Fifty Dollars (\$13,750.00) has been established as the fair market value of the property; now, therefore, be it

Resolved, by the City Council of the City of Lansing that the proposition to sell said land and execute a conveyance therefore be submitted to the electors of the City of Lansing for approval as required by Section 14.3 (d) of the Charter of the City of Lansing, and as required by the laws of the State of Michigan, at a special city election in conjunction with a regular city primary to be held August 5, 1975; and be it

Further Resolved, that said proposal be submitted to the electors of said city upon the voting devices in manner and form as follows:

FORM OF BALLOT

Shall the City Council be authorized to sell the property located at 4632 Pleasant Grove Road and which is legally described as:

Commencing 33 feet North of the SE corner of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ Section 31, thence N. 62 feet, W. 190 feet, S. 62 feet, E. 190 feet to beginning; Section 31 T4N R2W,

for the sum of not less than \$13,750.00, said sum being the fair market value as appraised.

YES () NO ()

and be it

Further Resolved, that the City Clerk be and is hereby directed to prepare sufficient ballots to supply the demand for absent voters' ballots, as above set forth; and be it

Further Resolved, that this resolution containing the above proposition, together with the full legal description of said property, be posted in a conspicuous place in each polling place in the City of Lansing; and be it

Further Resolved, that the votes cast upon such question shall be counted, canvassed and returned, and the results thereof determined in like manner, and by the same officials as prescribed for in special city election in conjunction with a regular city primary; and be it

Further Resolved, that the City Clerk give ten (10) days notice of the submission of said proposition to the electors, such notice to conform to the provisions of the City Charter relative to special city election in conjunction with a regular city primary, and further that she cause a true copy of this resolution to be published twice in a daily newspaper published and circulated in the City of Lansing and that such publication be at least ten (10) days prior to the date upon which said proposal is to be voted upon as herein provided.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That the request of Brown Brothers, Inc., to perform the demolition work of the Busch Building, at the southeast corner of Allegan and Washington Avenue, during night time hours to facilitate the work and reduce the inconvenience to the public, be approved.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

That the appointment of Robert W. Pohl as the Director of the Department of Safety be confirmed.

Adopted by the following vote:

Unanimously.

Council adjourned at 8:10 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

June 16, 1975

F/B

CITY CLERK'S OFFICE
Room 921, City Hall
Lansing, Michigan 48933

BULK RATE
U. S. POSTAGE
PAID
Permit No. 1461
Lansing, Michigan

Address Correction Requested

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OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, June 23, 1975

CITY COUNCIL ROOMS

Lansing, Michigan
June 23, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Anas, Belen, Blair, Brenke, Ferguson, Gunther, May, McKane—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Gunther.

Pledge of Allegiance was given by Ms. Amy Tischvon, Treasurer of Sexton Student Council.

The record of the previous session was approved as printed.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

ELECTRICAL CONTRACTORS—Rodney Colby dba Colby Electric; Jerry Largent dba J.A.L. Enterprises, Delbert D. Hannahs dba B & D Electric.

HEATING AND AIR CONDITIONING—Grand Valley Heating & Cooling, Phoenix Contractors, Inc., John O. Pick dba Pick Heating and Air Conditioning Co., Temperature Engineering Corporation.

CABARET—Bzurpys, Inc.

PUBLIC DRIVERS—Edward H. Garvey, Jonathan Holmes.

Referred to Committee on Ordinance and Contracts.

Claim filed by Frankenmuth Mutual Insurance Co. for insured R & H Shoes and Mrs. Louise Clark in connection with fall on sidewalk due to rise at 324 S. Washington Ave.

Referred to City Attorney and Public Service Department.

Summons filed in District Court by Grace L. Ansley in connection with auto accident.

Referred to City Attorney.

Petitions filed for rezoning:
Z-25-75—

More particularly described as: That part of Lot 1, Block 1, of F. C. Taylor's replat of Dell's Subdivision of Lot 14, Seymour's Subdivision of SW $\frac{1}{4}$ Sec. 10, T4N, R2W, City of Lansing, Ingham County, Michigan, and that part of Lot 15 of Seymour's Subdivision of the SW $\frac{1}{4}$ of Section 10, T4N, R2W, City of Lansing, Ingham County, Michigan, beginning at the Southeast corner of said Lot 15 and running thence along the South line of Lot 15 N 87° 55' 50" W 150.0 feet, thence parallel with the East line of Lot 15 N 2° 07' 40" E 130.0 feet, thence parallel with the South line of Lot 15 S 87° 55' 50" E 27.70 feet, thence parallel with said East line N 2° 07' 40" E 51.28 feet, thence along the centerline of a common building wall and its Easterly and Westerly projection S 87° 49' 50" E 122.3 feet to a point on the East line of said Lot 15; said line being the common line between Lot 15 and F. C. Taylor's Replat, thence along said common line S 2° 07' 40" W 82.07 feet to the Northwest corner of said Lot 1, thence along the North line of Lot 1 S 87° 55' 50" E 25.0 feet, thence parallel with the West line of Lot 1 S 2° 07' 40" W 99.0 feet to the South line of Lot 1, thence N 87° 55' 50" W 25.0 feet to the point of beginning, from "J" Parking District to "D-1" Professional Office District—(1205-1209 East Saginaw Street).

Z-26-75—

The west 60 feet of Lots 1, 2, 3, 4, 5 and 6, including Acker Lane of Jolly-Cedar Plaza a subdivision of part of the Northeast $\frac{1}{4}$ of Section 4, T3N, R2W, City of Lansing, Ingham County, Michigan, from "J" Parking District to "F" Commercial District—(Jolly-Cedar Court).

Z-27-75—

That part of the Northeast $\frac{1}{4}$ of Section 20, T4N, R2W, City of Lansing, Ingham County, Michigan, commencing at the North $\frac{1}{4}$ corner of said Section 20, thence along the North Section line S 89° 41' 53" E 734.86 feet, thence South 381.92 feet to the point of beginning on the North line of Lot 5, Block 1 of Cowles' Subdivision of Lot 2, Block 14 of Townsend's Subd. of N. fl. $\frac{1}{2}$ of Sec. 20, T4N, R2W, City of Lansing, Ingham County, Michigan, as recorded in Liber 2 of Plats, on page 8, Ingham County Records, said point being 40 feet Easterly of the Northwest corner of said Lot 5, running thence along said North line N 89° 36' 05" E 10.0 feet, thence parallel with the West line of said Lot 5

S 0° 17' 10" E 97.0 feet, thence parallel with the North Line of said Lot 5 N 89° 36' 05" E 40.0 feet, thence parallel with said West line S 0° 17' 10" E 73.0 feet to the South line of Lot 4, Block 1, of said Subdivision, thence along said South line N 89° 36' 05" E 90.0 feet to the Southeast corner of Lot 3, Block 1 of said Subdivision, thence along the East line of Lot 8, Block 1 of said Subdivision S 0° 17' 10" E 33.0 feet, thence S 89° 36' 05" W 110.5 feet, thence S 0° 17' 10" E 35.0 feet, thence S 89° 36' 05" W 29.5 feet, thence parallel with the West line of said Block 1, N 0° 17' 10" W 238.0 feet to the point of beginning, subject to any rights of way or easements of record, containing 10,272 square feet or 0.236 acres of land, more or less, City of Lansing, Ingham County, Michigan, from "B" One Family Residence and "C" Two Family Residence Districts to "I" Heavy Industrial District—(800 block Birch Street).

Z-28-75—

That part of the Northeast $\frac{1}{4}$ of Section 20, T4N, R2W, City of Lansing, Ingham County, Michigan, commencing at the North $\frac{1}{4}$ corner of said Section 20, thence along the North Section line S 89° 41' 53" E 1285.0 feet, thence South 781.20 feet to the point of beginning on the North line of Lot 1, Block 2 of Sparrow's Subdivision of Lot 1, Block 14, of Townsend's Subdivision of N. Frac. $\frac{1}{2}$ of Sec. 20, Town 4 North, Range 2 West, City of Lansing, Ingham County, Michigan, as recorded in Liber 1 of Plats on page 36, Ingham County Records, said point being 10 feet Westerly of the Northeast corner of said Lot 1, running thence parallel with the East line of said Block 2 S 0° 25' 30" E 344.52 feet to a point 10 feet Westerly of the Southeast corner of Lot 12, Block 2 of said subdivision, thence along the South line of said Lot 12 N 89° 51' 40" W 32.0 feet, thence parallel with the East line of said Block 2 N 0° 25' 30" W 344.22 feet to the North line of said Lot 1, thence N 89° 36' 05" E 32.0 feet to the point of beginning, subject to any rights of way or easements of record, containing 11,020 square feet or 0.253 acres of land, more or less, City of Lansing, Ingham County, Michigan, from "E-1" Drive-In Shop and "F" Commercial Districts to "I" Heavy Industrial District—(900 block South Logan Street).

Z-29-75—

That part of the Northeast $\frac{1}{4}$ of Section 20, T4N, R2W, City of Lansing, Ingham County, Michigan, commencing at the North $\frac{1}{4}$ corner of said Section 20, thence along the North Section line S 89° 41' 53" E 704.33 feet, thence South 1605.85 feet, thence N 89° 51' 40" W 39.87 feet to the point of beginning, thence continuing N 89° 51' 40" W 26.13 feet to the Northeast corner of Lot 1 of Block 2, Holmes and Son's Subdivision, as recorded in Liber 3 of Plats on page 12, Ingham County Records, thence North 66.0 feet to the Southeast corner of Lot 14, Block 1 of said Subdivision, thence S 21° 35' E 71.05 feet to the point of beginning, subject to any rights of way or easements of record, containing 862 square feet or 0.020 acres

of land, more or less, City of Lansing, Ingham County, Michigan, from Unzoned District to "I" Heavy Industrial District—(Intersection of Birch St. and vacated Albert St.).

Referred to Planning Board.

State of Michigan, Liquor Control Commission submits application from Richard E. Whitmer and Michael Doyle for new full year Class "C" license to be located at 630 E. Michigan Avenue.

Referred to Committee on Ordinance and Contracts.

Committee to Combat Huntington's Disease requests permission to solicit house to house for funds through June 30, 1975.

Referred to Committee on City Affairs.

The Westside Sportsman Club requests 24-hour liquor permit for June 28, 1975 at Marshall Street Armory.

Referred to Committee on City Affairs.

Request from The Tri-County Retired Senior Volunteer Program to set up a small table on sidewalk in front of American Bank and Trust on July 11, 1975 from 10:00 a.m. to 3:30 p.m. to inform the public about the RSVP program.

Referred to Committee on City Affairs.

Bierlein Building Movers, Inc., request that they be considered when bids are taken for demolition of the Audubon Street and Orchard water treatment plants.

By Councilman Gunther—

That this be referred to the City of East Lansing.

Carried.

Letter from Lansing Tri-County Regional Manpower Administration in regard to notification of funds to create summer jobs.

Received and placed on file with copy to Manpower Department.

Letter from Oppen and McCardel Real Estate, Inc., in regard to property at 1322 Whyte St.

Referred to Committee on Buildings and Properties.

Letter from Greater Lansing Board of Realtors relative purchase of Topps Building.

Referred to Committee on Buildings and Properties.

Notice from State of Michigan, Public Service Commission on application of Consumers Power Co. for authority to increase its rates for sale of electricity.

Referred to City Attorney.

REPORTS OF COMMITTEES

The Committee on ORDINANCE AND CONTRACTS approves the following applications and bonds for licenses:

ELECTRICAL CONTRACTORS — Colby Electric, J.A.L. Enterprises, B & D Electric.

HEATING AND AIR CONDITIONING—Grand Valley Heating & Cooling, Phoenix Contractors, Inc., Pick Heating & Air Conditioning Co., Temperature Engineering Corp.

CABARET—Bzurpys, Inc.

PUBLIC DRIVERS—Edward H. Garvey, Jonathan Holmes.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the ordinance of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by adding a New Chapter to be numbered 37A and by adding sections numbered 37A-1 to 37A-25 inclusive, providing for the prevention of soil erosion and sedimentation from nonagricultural development within the City of Lansing by requiring proper provisions for water disposal and protection of soil surfaces during and after construction in order to promote the safety, public health convenience and general welfare of the city, reports as follows:

That said ordinance be passed.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of The Westside Sportsman Club for permission to serve alcoholic beverages at a dance on June 28, 1975 at Marshall Street Armory, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of the Committee to Combat Huntington's Disease for permission to have a door to door drive through June 30, 1975, an educational and fund raising project for Huntington's Disease, reports as follows:

The Committee recommends permission be granted.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request for permis-

sion to close the 1100 Block of Seymour to hold a neighborhood party on July 12, 1975, between 2 p.m. and 10 p.m., reports as follows:

The Committee recommends permission be granted but that the hours be 2 p.m. to 8 p.m. due to the heavy traffic at this intersection. Because North Grand River Avenue traffic southbound is non-stop into Seymour Avenue, the Traffic Engineer recommends that the north end of this block (at Grand River Avenue) be well-barricaded and signed indicating temporary street closing to avoid any accidents, and further that the Public Services Department be notified to provide the necessary barricades and signs.

Signed:

JAMES D. BLAIR,
JOEL I. FERGUSON,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS and Committee on ORDINANCE and CONTRACTS, to whom was referred the request of The Silver Dollar Saloon for permission to open the establishment one night a week to persons under the age of 18, reports as follows:

The Committees recommend permission be granted subject to rules and regulations as set forth by the Michigan Liquor Control Commission, and subject to the approval of the Chief of Police.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs,

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilmen Ferguson and Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

Councilman Ferguson left the session.

REPORTS OF CITY OFFICERS AND BOARDS

June 12, 1975

Honorable Mayor and Members
of the Lansing City Council
Lansing, Michigan

Re: Claim of Salvatore J. Sagolla for
damage to car when tree fell on it
during storm

Gentlemen:

Your City Attorney, to whom was referred the above claim, has made an investigation thereof, and is of the opinion that the city is not liable from a legal point of view. There appears to be a lack of evidence of negligence on the part of the city.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Anas—

That we concur in the recommendation
of the City Attorney.

Carried.

June 12, 1975

Honorable Mayor and Members
of the Lansing City Council
Lansing, Michigan

Re: Claim of Charles E. Wisler for
damage to motorcycle alleged to
have skidded on oil on Lincoln
Street

Gentlemen:

The above claim was referred to the City Attorney's office for investigation and recommendation. After a thorough review of the facts surrounding this claim and the damages alleged, it is the recommendation of this office that the claim be denied. The City does not oil its streets, but was covering oil, spilled by a passing truck, with sand as a safety measure.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Anas—

That we concur in the recommendation
of the City Attorney.

Carried.

June 12, 1975

Honorable Mayor and Members
of the Lansing City Council
Lansing, Michigan

Re: Claim of Robert Emerson—sewer
backed up alleged to have been
caused by broken tile

Gentlemen:

The above claim was referred to the City Attorney's office for investigation and recommendation. After a thorough review of the facts surrounding this claim and the damages alleged, it is the recommendation of this office that the claim be denied as there appears to be no negligence on the part of the city.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Anas—

That we concur in the recommendation
of the City Attorney.

Carried.

June 17, 1975

Honorable Mayor and Members
of the Lansing City Council
Lansing, Michigan

Re: Claim of Barbara A. Bellner for
broken watch due to getting wrist
caught in elevator door

Gentlemen:

Your City Attorney, to whom was referred the above claim, has made an investigation thereof, and is of the opinion that the city is not liable from a legal point of view. There appears to be a lack of evidence of negligence on the part of the city, but there does appear to be some negligence on the part of claimant.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Anas—

That we concur in the recommendation
of the City Attorney.

Carried.

June 19, 1975

Honorable Mayor and Members
of the Lansing City Council

Gentlemen:

Please find attached a copy of the proposed lease agreement between the City of Lansing and the Lansing Jaycees. I have had several meetings over the course of the last month with representatives of the Lansing Jaycees concerning their proposal for the Dodge-Turner Mansion. I have attempted to draft a lease which reflects the desires of both the City Council and the Jaycees. As with any such document there have been compromises to both positions. The three principal ideas that I have used as a guide in drafting this document are: (1) the preservation of the historical integrity of the Dodge-Turner Mansion through the restoration of those parts of the building with historical value; (2) the acquisition and display of historical artifacts in at least part of the building by July 1, 1976; and (3) the use of the Dodge-Turner Mansion as a meeting place for community groups. The lease would run for two years and be renewable for an additional two years. During the first year the Jaycees would be required to provide a minimum of 3,200 hours of volunteer labor and to make space available for community groups. I recommend that you review each of the fourteen express responsibilities of the tenant set forth in Part III of this document, and each of the eight express responsibilities of the City set forth in Part IV of the document.

If I may be of further assistance, please contact me.

Very truly yours,

PETER HOUK,
City Attorney.

Referred to Committee of the Whole.

June 17, 1975

Mayor Gerald Graves and

Lansing City Council

City Hall

Lansing, Michigan

Dear Mr. Mayor:

This is a communication to the Mayor and City Council to inform them that the Lansing Housing Commission has been prequalified for subsidies that will allow the Commission to balance its budget for the next fiscal year.

The largest budget which contains 858 dwelling units or a total of 10,296 unit months had an operating budget total expenditure of \$873,302.00.

The M58-1, Leased Housing, budget with a total of 78 dwelling units or 936 unit months had a total budget of \$180,332.00.

M58-9 which consists of 40 units of Homebuyers or a total of 480 unit months had a total budget of \$37,524.00.

All of the above budgets are balanced for the coming year, July 1, 1975, through June 30, 1976.

Most cordially yours,

MARCEL B. ELLIOTT,
Executive Director,
Lansing Housing Commission.

Received and placed on file.

June 19, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is Change Order No. 8 (Final), submitted by Ken Roberts Construction Co., Inc., on the Pleasant Grove Road Extension, P.S. 74004, increasing the amount of the contract by \$6,579.00, due to field conditions.

I would recommend approval of this Change Order.

Very truly yours,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred Change Order No. 8 (Final), submitted by Ken Roberts Construction Co., Inc., on the Pleasant Grove Road Extension, P.S. 74004, increasing the amount of the contract by \$6,579.00, due to field conditions, reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

June 19, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached are proposed Cost Agreements for Traffic Signal Controls between the City of Lansing and the Michigan State Highway Commission for the following locations:

US-27, BL-96 (Larch Street) at Kalamazoo

US-27, BL-96 (Larch Street) at M-143
(Michigan Avenue)US-27, BL-96 (Larch Street) at Shiawassee
StreetUS-27, BL-96 (Cedar Street) at M-143
(Michigan Avenue)

US-27, BL-96 (Cedar Street) at Shiawassee

US-27, BL-96 (Cedar Street) at Kalamazoo

US-27, BL-96 (Cedar Street) 400 ft. South
of KalamazooUS-27, BL-96 (Larch Street) and M-43
(Saginaw Street)US-27, BL-96 (Larch Street) at Grand
River AvenueUS-27, BL-96 (Cedar Street) at Grand
River AvenueUS-27, BL-96 (Cedar Street) at M-43
(Saginaw Street)US-27, BL-96 (Larch Street) at M-43
(Oakland)

US-27 (Larch) at Thomas

US-27, (BL-96) (Cedar Street) at M-43
(Oakland)US-127 (Service Road) Homer Street at
KalamazooUS-127 Service Road (Howard Street) at
Kalamazoo

I would recommend approval of these Cost Agreements.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service
and Highways.

June 19, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is a proposed Consulting Engineering Agreement between G. J. McIlravy & Sons, Inc., and the City of Lansing, for providing all professional engineering and related incidental services relative to the repairs and improvements to Pennsylvania Avenue over Penn Central Railroad.

I would recommend that the Mayor and the City Clerk be authorized to sign this Agreement after the approval as to form by the City Attorney.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service
and Highways.

June 19, 1975

Honorable Mayor and Members

of the Lansing City Council

Lansing, Michigan

Gentlemen:

In reference to the request by Robert Johnson Furniture Company to install a Marquee on the face of a building located at 1121-23 South Washington Avenue a building permit may be issued for the work if the vertical projection of the Marquee does not exceed 9 feet.

Should Mr. Johnson wish to extend the projection more than the 9 feet mentioned above he must request a variance from the Building Board of Appeals.

Respectfully submitted,

JAMES W. KZESKI,
Building Commissioner.

Referred to Committee on Planning.

June 20, 1975

Honorable Mayor and

Members of City Council

Gentlemen:

Attached herewith are the initial reports of the City of Lansing Transportation Services Integration Project. The summary of the contents of the two reports is also enclosed for your information. The reports are self explanatory.

If you have questions or desire further information concerning this project or the enclosed reports, please contact me.

Sincerely,

For Alan E. Tubbs,

JAMES R. SPARKMAN,
Planning Director.

Received and placed on file.

June 18, 1975

Honorable Mayor
and City Council
City Hall
Lansing, Michigan

Subject: B-75-358 Thermoplastic Strip-
ing Powder

Gentlemen:

Two bids for the purchase of approxi-
mately 5,000 pounds of thermoplastic strip-
ing powder for the Lansing Traffic De-
partment were opened at 3:00 P.M., E.D.T.
on Tuesday, June 10, 1975.

Cataphote Div. of Ferro Corp. \$7,110.00

Minnesota Mining & Mfg. Co. \$7,200.00

We recommend acceptance of the low bid
submitted by the Cataphote Division of the
Ferro Corporation for a total delivered
price in the amount of \$7,110.00.

Respectfully submitted,

VAUGHAN L. MCKINCH,
Purchasing Director,

RAYMOND O. SEVERY,
Traffic Engineer.

Referred to Committee on Public Safety.

REPORT OF COMMITTEE

The Committee on PUBLIC SAFETY, to
whom was referred the recommendation of
the Purchasing Director and the Traffic
Engineer that the low bid submitted by the
Cataphote Division of the Ferro Corpora-
tion for the purchase of approximately
5,000 pounds of thermoplastic stripping
powder for the Lansing Traffic Department
for a total delivered price of \$7,110.00 be
accepted, reports as follows:

The Committee concurs in the recom-
mendation of the Purchasing Director and
the Traffic Engineer.

Signed:

TERRY J. MCKANE,
ROGER T. MAY,
WILLIAM A. BRENKE,
JOHN T. ANAS,
JOEL I. FERGUSON,
Committee on Public Safety.

By Councilman McKane—

That the report of the Committee be
adopted.

Adopted by the following vote:

Unanimously.

June 19, 1975

Honorable Mayor Gerald W. Graves and
Members of Lansing City Council
Tenth Floor, City Hall
Lansing, Michigan 48933

Dear Mayor and Council Members:

In keeping with the Community Develop-
ment Ordinance, preference is to be given
to the appointment of the appointed mem-
bers of the Model Cities Policy Board for
transition to the Human Resources Ad-
visory Board. The Board has recommended
the following names:

1. Mr. Albert C. Chapman, 1811 W. Run-
dle, Lansing 48910
2. Ms. A. Jean Gabrion, 1519 W. Kala-
mazoo, Lansing 48915
3. Mr. James E. Jacobs, 3501 Glasgow,
Lansing 48910
4. Mr. Eugene L. Loyd, 1412 Case Street,
Lansing 48906
5. Mr. Joseph Popevich, 1318 Alsdorf,
Lansing 48910
6. Mr. Harry R. Smith, 3628 Aragon
Drive, Lansing 48906

As you are aware, the Policy Board had
ten appointed members, eight appointed by
the Mayor and two appointed by the Coun-
cil. The Board felt that it would be appro-
priate to analyze the attendance and in-
terest of the appointed members serving
and provide recommendations. Due to the
poor attendance and unwritten but verbal
statements of intentions to resign, Mr.
Lee A. Canady and Mrs. Bernice Daven-
port were automatically ruled out by the
appointed members. The remaining eight
were polled regarding their interest to
serve. Mr. Robert R. Walker and Mr.
Orrin E. Sharp declined to continue to
serve for business reasons. The Executive
Committee recommended that other names
should be forwarded from the elected mem-
bers to fill the other two slots from those
who have performed commendable service,
also, to the Policy Board. They selected
an Ad Hoc Committee at a regular meet-
ing to provide these additional two recom-
mendations for consideration by the Mayor
and City Council. These two members are:

1. Ms. Mara Johnson, 822 W. Hillsdale,
Lansing 48915
2. Mr. Vance Sims, 905 Dakin Street,
Lansing 48912

The Ad Hoc Committee also gave their
choice of alternates for these two people
as Mrs. Bette Smith, 608 Shepard Street,
Lansing 48912, and Mr. Elwood Batdorff,
1401 Eureka Street, Lansing 48912.

We would appreciate your early con-
sideration of our recommendation. Please

advise if any further information is required for your action.

Sincerely,

EUGENE L. LOYD,
President, Model Cities
Policy Board,

and

JOSEPH A. POPEVICH,
Chairman, Ad Hoc Committee
on Appointments for Human
Resources Advisory Board.

Referred to Mayor's Office.

June 19, 1975

Z-22-75

600 West Shiawassee

Honorable Mayor and Members

of City Council:

The Planning Board, at their June 17, 1975 meeting, recommended to City Council that the request by Sigmund Kempler to rezone a parcel of land located at 600 West Shiawassee from "D" Apartment District to "D-1" Professional Office District be denied.

The Central City Development Plan recommends that this area be used for multifamily residential dwellings. The requested rezoning is contrary to that recommendation. The Central City Development Plan was intended to set a logical and reasonable land use pattern for this area. If that Plan is not going to be followed, or if it is invalid for this area, then the Plan should be revised.

The zoning policy for this area should follow the recommendations of the Central City Development Plan. This area is under constant pressure for changes to this type of use. This rezoning can be expected to stimulate requests for similar rezoning in the area, which would further destroy the ability of the west side to function as both a livable residential neighborhood and an area of work. Such rezonings are examples of the transfer of private cost to the public sector. The private developer avoids the cost of a new building and the public sector suffers the loss of a housing structure and the further disruption of a residential neighborhood. It should be pointed out that it has never been proven that the conversion of an older residential structure to an office building prevents deterioration or is an improvement of the property or of a neighborhood.

Within this area there are vacant offices and land that is zoned and could be developed for this use. Furthermore, it should be pointed out that to the east of the site, within the Urban Renewal area, there are several sites that would be better suited for this type of use. The City has

expended funds and time on the acquisition and preparation of those sites. It would be logical to channel office development into those renewal sites rather than residential neighborhoods.

The requested rezoning can be expected to increase the amount of traffic on local streets, however, the size of the site will limit this somewhat. Providing required off-street parking for the proposed use of this site would result in the majority of the site being paved. TO BE MORE SPECIFIC, THE PROPOSED USE OF THIS SITE WILL REQUIRE SEVEN (7) OFF-STREET PARKING SPACES. SUPPLYING THIS PARKING ON THIS SITE WOULD REQUIRE THAT FOUR (4) OF THOSE PARKING SPACES BE IN THE FRONT YARD. THIS WOULD BE A VIOLATION OF THE ZONING ORDINANCE WHICH PROHIBITS FRONT YARD PARKING. Parking on a site of this size has negative aesthetic impact on abutting residential properties by creating the appearance of a parking lot with a house on it. Further, such parking and traffic movements add to the noise, dust, dirt, and odor generated by the use of this site.

There was no one present at the June 17, 1975 public hearing in opposition to the request.

This recommendation was by unanimous vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

June 19, 1975

Honorable Mayor Gerald W. Graves and

Members of the City Council

Lansing City Hall

Lansing, Michigan 48933

Dear Mayor Graves and Council Members:

Recently, Senator Henry DeMaso reintroduced the Downtown Development Authority Bill, now known as Senate Bill 163 in the State Senate. On Tuesday, June 17, 1975, the Senate passed Senate Bill 163 by a vote of 33-4.

As you will recall, during 1974 the Planning Board researched and analyzed Senate Bill 1152, also known as the Downtown Development Authority Bill. As a result of that study, the Planning Board recommended that you pass a resolution stating that the City take no formal position on Senate Bill 1152, which you did on April 29, 1974. In addition, the Planning Board was charged with the responsibility of researching and analyzing other legislative

alternatives utilized in other states. The Board performed that analysis, formulated recommended changes in the bill and those recommendations were transmitted to Senator DeMaso. Many of those recommendations were incorporated into the bill. Senate Bill 1152 passed the Senate but failed to pass the House during last year's session.

As a result of Senator DeMaso's reintroduction of Senate Bill 163, the Planning Board, during May and June of 1975, evaluated the bill and at their June 17, 1975 meeting adopted the following recommendations for your consideration:

1. The City support Senate Bill 163, known as the Downtown Development Authority Bill with the recommendation that Public Act 285 of the Public Acts of 1931 as amended be specifically referenced in the language of the proposed legislation in Section 7, page 7, line 9 and in Section 17, page 13, line 2, "The Development Plan shall conform with P.A. 285 of the Public Acts of 1931 and contain:"
2. The City formally support Senate Bill 163 with the above mentioned amendment and that the Mayor, upon formal endorsement of Senate Bill 163 as amended, transmit to Senator DeMaso, Senator Bowman and the Lansing Legislative Caucus the City's position regarding Senate Bill 163.

Sincerely,

JAMES R. SPACKMAN,
For Alan E. Tubbs,
Secretary,
Lansing Planning Board.

Referred to Committee of the Whole.

Councilman Ferguson returned to session.

June 23, 1975

Honorable Mayor and Members of the
Lansing City Council
Tenth Floor—City Hall
Lansing, Michigan

Dear Mayor and Members of the
City Council:

In a memorandum and briefing for the Mayor and City Council on May 9, 1975, it was projected by the Model Cities Fiscal Office that only \$388,968 of residual and uncommitted funds were then available from the Model Cities Letter of Credit to meet certain additional project costs. The prioritized expenditures against these monies were:

Dodge Mansion	\$132,500
Fifth Year Audits	150,000
New Way In	68,968

Beekman Paving	7,500
Close Out Costs	30,000
	<hr/> \$388,968

However, since that time other events have transpired to generate additional residual funds from the Model Cities Grant. First, the quotations for Fifth Year Audit expenses have been considerably lower than \$150,000 allocated, and it now appears that the audit costs will not exceed \$50,000. This fortuitous occurrence freed a supplemental \$100,000 of Model Cities funds for other uses. Secondly, \$100,000 has been pulled back from the relocation contract between the CDA and Urban Renewal Department. This action was possible because of the allocation of Capitol Commons relocation monies in the \$1,095,000 under the ongoing Model Cities category in the C.D. application. This format change for the relocation funds is a definite advantage to the City because it will provide a more flexible and immediate use of these funds not available under the C.D. program in this case.

To recapitulate this information the following fiscal information is provided:

A. Total Model Cities Allocation	\$15,273,000
Less: Total Approved Contracts	15,026,201
Balance of Uncontracted (Includes \$100,000 Residual From Relocation)	\$ 246,799
B. Estimated Reversion from Present Contracts	\$ 37,518
Projected Letter of Credit Residual	50,000
	<hr/> \$ 87,518
Sub-Total of A and B	\$334,317
C. Less Commitments	
Fifth Year Audits	\$ 50,000
Beekman Paving	7,500
Close Out	30,000
Total of Commitments	<hr/> \$ 87,500
D. Total Funds for Contracting	\$334,317
Less Commitments	87,500
Projected Available Uncommitted Funds	<hr/> \$246,817

Unrelated to this new projection of residual fund levels, we were informed by Mr. Leonard Watchkowski of the Detroit Area Office of HUD, on June 12, 1975, that the projects funded from Line 15 for on-going Model Cities activities are not exempt and must now go through the Environmental Review process for C.D. programs. This position is in direct contra-

diction to their earlier position and it will necessitate the development and implementation of a 30 day contingency plan by the City of Lansing. Those projects to be funded from the on-going Model Cities category will be approximately 30 days short from meeting the environmental processing schedule required before the projects could have commenced on July 1, 1975. Therefore, these projects will need another funding source for a one month interim period. After discussing this matter with the Finance and CDA Directors, the following recommendation is made to meeting this arbitrary change in HUD procedures.

The Model Cities residual fund can be used to cover the operating costs for the sub-contractual agencies in the following contractual manner:

PROJECT

Thirty Day Operating Extensions	Amount
Youth Development Corporation	\$ 17,000
NARC	4,000
Federal Credit Union	5,500
Comprehensive Drug Treatment	4,200
Full Year Match Contracts	Amount
Y.D.C. (D.S.S. Match)	\$ 20,000
Teacher Corps (HEW Match)	13,000
New Way In (LEAA Match)	10,327
Y.W.C.A. (2 Contracts)	10,000
Ninety Day Operating Extension	Amount
Housing Assistance Foundation	\$ 35,000
New Recommendation	Amount
Solid Waste Operations	\$127,790
Total Residual Allocation	\$246,817

The new recommendation of \$127,790 for solid waste operations is possible, although written confirmation will be needed from H.U.D., because it has been declared an eligible cost under the Model Cities transition guidelines. This total recommendation, if approved as stated above, will cover the 30 day time span within which the Release of Funds can be accomplished for these projects and provide a source to fund the City's Solid Waste or other projects. Such an approach will then make Model Cities funds in the amount of at least \$127,790 available for this or any other project in lieu of General Fund monies. Further, as refinements are made to this residual fund projection, more monies may become available.

Sincerely,
JAMES DOWSETT,
Finance Director,

JACQUELINE WARR,
Human Resource Director,

RALPH CASCARILLA,
Acting Community Development Director.

Referred to Committee of the Whole.

By Councilman Gunther—

That the Mayor's letters be considered read and referred to the Committee of the Whole.

Adopted by the following vote:

Yeas: Councilman Anas, Belen, Brenke, Ferguson, Gunther, May, McKane—7.

Nays: Councilman Blair—1.

June 19, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

This is to advise that Rev. Daniel P. Barker has recently resigned as a member of the Human Relations Commission due the fact that he is moving out of the City of Lansing. To fill this vacancy for the term ending June 30, 1978, I am submitting to you the name of Rev. David P. McClean, for your consideration and confirmation.

Rev. McClean was graduated from the University of Pittsburgh with a Bachelor of Arts Degree in Education. He also graduated from the Pittsburgh Theological Seminary, which is related to the United Presbyterian Church in the United States. He then received his Master's Degree in Theology from the Princeton Seminary in Princeton, New Jersey. He served the ministry in Pittsburgh, Pennsylvania, Sault Ste. Marie, Michigan, and, for the past 16 years, he has been Pastor of Westminster Presbyterian Church in Lansing. He is active in Presbytery and Synod affairs and has been involved in various volunteer activities within the community.

Rev. McClean and his wife, Betty Jean, who is a Secretary with the Ingham County Health Department, have three children and reside at 801 Durant Street in the City of Lansing.

Trusting this recommendation meets your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

June 19, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall
Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

This is to advise that Lee C. Dramis has recently resigned as a member of the Human Relations Commission due to pressing work matters. To fill this vacancy for the term ending June 30, 1976, I am submitting to you the name of George E. Sawyer, for your consideration and confirmation.

Mr. Sawyer attended West Junior High School and J. W. Sexton High School. He is a veteran of the military, having served in the United States Army for two years. For 14 years he was employed by Diamond-Reo in skilled trades and is presently on permanent disability. He is a Past Chairman of the Card Committee for Skilled Trades for the International UAW, presently a member of the Fraternal Order of Eagles, UAW 650, and the Central Methodist Church.

Mr. Sawyer and his wife, Wilma, reside at 416 Beaver Street in the City of Lansing.

Trusting this recommendation meets your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

June 19, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall
Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

This is to advise that Richard S. Kositchek has recently resigned as a member of the Board of Water and Light due to the fact that he has moved out of the City of Lansing. To fill this vacancy for the term ending June 30, 1977, I am submitting to you the name of John C. Jaynes, Jr., for your consideration and confirmation.

Mr. Jaynes was in a two year Honors Program in the field of Psychology at Yale University and received an A.B. Degree in this field from Ohio State University in 1962. He received his J.D. Degree in 1965, from the University of Michigan Law School.

Currently, Mr. Jaynes serves as Senior Vice President and Director for the Bank

of Lansing. He has served as Trust Officer of the City National Bank and Trust Company, Columbus, Ohio, Trust Counsel, Central National Bank of Cleveland, Ohio, and Attorney with The Cleveland Trust Company. He has also worked in private practice with a Cleveland law firm.

Mr. Jaynes resides with his wife and two children at 1416 N. Homer in the City of Lansing.

Trusting this recommendation meets your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

June 19, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall
Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

This is to advise that Sam Obrecht has recently resigned as a member of the Airport Authority due to pressing work matters. To fill this vacancy for the term ending October 14, 1976, I am submitting to you the name of Jane E. Weirman, for your consideration and confirmation.

Jane Weirman attended Western Michigan University, Michigan State University and graduated from Ray-Vogue School of Fashion Merchandising. She formerly was appointed by the Ingham County Commissioners to the Ingham County Advisory Committee to study non-motorized transportation, and also appointed by the Commission to the committee studying the feasibility of extended care. She is a member of Walter French and Eastern High School Community Involvement Committees, and Past School Board Representative for the PTA Council from Walter French Junior High School. Presently she is President of the Pioneer Civitan Club, the only Women's Civitan Club in Michigan, and she is active in various volunteer organizations such as Muscular Dystrophy, March of Dimes, Cancer Drive, ALSAC, etc.

Mrs. Weirman and her husband, Charles, and their three children reside at 2014 Sunnyside in the City of Lansing.

Trusting this recommendation meets your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

June 23, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

This is to advise that Edward S. Parker has recently resigned as a member of the CATA Board due to the fact that he has moved out of the City of Lansing. To fill this vacancy for the term ending June 30, 1977, I am submitting to you the name of Thomas Hermes, for your consideration and confirmation.

Thomas Hermes graduated from Lansing Business University with a degree in Accounting and Business Administration. He is a military veteran, having served with the U. S. Army in Korea for three years. Mr. Hermes was employed as a Sales Representative for 16 years at Jacklin Steel Co. and is presently employed by Universal Steel in the same capacity.

A member of the Knights of Columbus and Holy Cross Ushers Club, Mr. Hermes and his wife, Mary Kay, reside with their six children at 1418 W. Willow Avenue in the City of Lansing.

Trusting this recommendation meets your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

June 20, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

On Monday, June 2, 1975, you requested during the regular session of City Council that I look into the proposal of the Capital Area Transit Authority to purchase the Tranter Manufacturing Building on Tranter Blvd. for a bus facility. That report was forwarded to you in a communication dated June 10. As a follow up, a meeting was held in my office on Tuesday, June 17, which was attended by City and CATA representatives. The highlights of that meeting included the following:

—The original seed for the purchase of the Tranter Manufacturing Building came into being in 1973-74, according to CATA Manager, Clare Loudenslager, when the City Council approved a grant request.

—That the approach for a new facility had the participation of the Council's former Program Coordinator Raymond Guernsey, and the City Planning Department, and present Program Coordinator, George Lokken, who apparently answers directly to you.

—That the Solomon property was in the first cut after evaluations by the City Planning Department and the Tri-County Task Force, because it wasn't zoned properly, Aurelius Road would be torn up in the future, etc.

—That CATA was unaware of the Solomon proposal in total and did not know that the Solomon proposal included a new building, fully blacktopped property, etc.

—That the estimated cost of the Tranter Manufacturing property is expected to exceed \$1 million, including renovations to the building, even though it was assessed by the Office of the City Assessor for \$632,000.

—That the Solomon offer could equate to \$250,000 less than the Tranter Manufacturing property.

—That no survey was made in the Forest View Area to determine if the neighborhood would support or oppose a rezoning of the Solomon property for the CATA facility.

Because of the aforementioned, it was agreed that the City Planning Department and the Tri-County Task Force would be requested to re-evaluate the Solomon property on the basis of (a) rezoning being available; (b) rezoning not being available; (c) with the proposed new building; and (d) with a new building not being made available. Such a re-evaluation was sanctioned to include an environmental impact study, and that the project be completed before July 1, so as not to jeopardize an application deadline with the U. S. Department of Transportation. Unfortunately, before the necessary papers and communications could be finalized to the Planning Department and to the Tri-County Task Force, the attached memo was received from Gordon L. Szlachetka, Senior Planner, Tri-County Regional Planning Commission. In short, the communication advises that such an agreed undertaking will not be done because "the outcome would be identical."

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

June 23, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

In the recent past, I forwarded to you recommendations that the City of Lansing participate in the programs of the Economic Development Administration of the U. S. Department of Commerce, which you approved. This then was followed by the participation of the City Planning Department in the preparation of a Planning Development Grant Application to the Economic Development Administration. Hopefully, such will be approved by the Federal government sometime this summer.

In regard to the aforementioned, I quote from my communication to you of May 27:

Upon the advice of the local representative of the Economic Development Administration, we have developed a pre-application for a 4.5 million dollar grant from the United States Department of Commerce, to be used in conjunction with funds raised locally to finance a revolving seed money fund to assist the businesses in Lansing. These funds can be used to prevent business failures, encourage expansion and provide the opportunity for business to stay in Lansing rather than to leave the community.

The vehicle to expend these funds is a City sponsored Economic Development Corporation organized under the provisions of the Michigan Economic Development Corporation Act of 1974. This corporation, appointed by the Mayor and confirmed by the City Council, is authorized to take upon a large variety of activities, all of which are directed at maintaining and expanding business opportunity in the City of Lansing.

The potential for assisting local business and industries, not only to remain in the City of Lansing, but to expand and add new positions of employment, is great. Presently, the Planning Department is not in the position to do justice to the program and no provisions have been made for Economic Development. I believe Economic Development requires special attention by the City of Lansing which could best be handled by a separate office or a person employed specifically to coordinate this badly needed program. One way to accomplish this would be to add a position to my office of Community Development Management, with the funds being provided for this position, and a secretary, from Community Development funds. This office, or person(s), would be responsible to prepare the necessary applications to receive a development grant from the Economic Development Administration, undertake those steps necessary to formulate the already mentioned Economic Development Corpora-

tion, as well as, put together project plans required by Michigan law in the allocation of funds through the Economic Development Corporation. This office, or person(s), could work closely with the Planning Department, Federal Program Coordinator, the Urban Redevelopment Department, finance houses, private industry and business and various union officials. Attached are some communications in support of the theory for such an approach.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

**THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON ANY OF THE
FOLLOWING RESOLUTIONS. YOU MAY
SPEAK ONLY FOR 3-MINUTES ON ANY
ONE RESOLUTION.**

No persons spoke.

RESOLUTIONS

By Committee on Public Service
and Highways—

Resolved by the City Council of the City
of Lansing:

That the proposed Consulting Engineering Agreement between G. J. McLravy & Sons, Inc., and the City of Lansing, for providing all professional engineering and related incidental services relative to the repairs and improvements to Pennsylvania Avenue over Penn Central Railroad, be approved, and

Be It Further Resolved that the Mayor and City Clerk be authorized to sign this Agreement upon certification of the City Controller as to the availability of funds, and after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee on Public Service
and Highways—

Resolved by the City Council of the City
of Lansing:

That the following Cost Agreements for Traffic Signal Controls between the City of Lansing and the Michigan State Highway Commission be approved:

US-27, BL-96 (Larch Street) at Kalamazoo

US-27, BL-96 (Larch Street) at M-143
(Michigan Avenue)

US-27, BL-96 (Larch Street) at Shiawassee Street

US-27, BL-96 (Cedar Street) at M-143 (Michigan Avenue)

US-27, BL-96 (Cedar Street) at Shiawassee

US-27, BL-96 (Cedar Street) at Kalamazoo

US-27, BL-96 (Cedar Street) 400 ft. South of Kalamazoo

US-27, BL-96 (Larch Street) and M-43 Saginaw Street)

US-27, BL-96 (Larch Street) at Grand River Avenue

US-27, BL-96 (Cedar Street) at Grand River Avenue

US-27, BL-96 (Cedar Street) at M-43 (Saginaw Street)

US-27, BL-96 (Larch Street) at M-43 (Oakland)

US-27 (Larch) at Thomas

US-27, (BL-96) (Cedar Street) at M-43 (Oakland)

US-127 (Service Road) Homer Street at Kalamazoo

US-127 Service Road (Howard Street) at Kalamazoo

and,

That the Mayor and City Clerk be authorized to sign these Agreements after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee on Redevelopment—

Resolved by the City Council of the City of Lansing:

That all bids received on May 20, 1975, for auditing services for Urban Renewal Project No. 2, Mich. A-6, be rejected, due to a six month extension of said project by HUD.

Adopted by the following vote:

Unanimously.

By Committee on Parks and Recreation—

Resolved by the City Council of the City of Lansing:

Whereas, on March 27, 1975, the City of Lansing purchased the following described property:

West 312.68 ft. of S 15 Acres of NE ¼ Sec. 10, T3N, R2W, West 312.68 ft.

of Lot Supervisor's Plat No. 2, T3N, R2W,

for the development of the Miller-Marscot Park; and

Whereas, the state law of Michigan requires upon purchase of real property that the city pro rate taxes; and

Whereas, in this sale, such taxes were inadvertently not pro rated to the detriment of the sellers; now, therefore, be it

Resolved, that the City of Lansing shall pay One Hundred Forty Dollars and Sixty-Eight Cents (\$140.68), the pro rated amount of taxes to the date of closing for the above described property to the sellers of such property, Harold and Doris Balmer; and be it

Further Resolved, that the City Controller is authorized and directed to disburse One Hundred Forty Dollars and Sixty-Eight Cents (\$140.68) to said sellers.

Adopted by the following vote:

Unanimously.

By Councilmen Ferguson and Brenke—

Resolved by the City Council of the City of Lansing:

Whereas, the City Council of the City of Lansing has by previous analysis, resolve and policy statements determined that a requirement exists for a community recreational center in South Lansing; and,

Whereas, the Topps property located at the Southeast quadrant of Holmes and Logan can be purchased by the City of Lansing and converted to recreation and other community uses; and,

Whereas, the South Lansing Athletic and various other Community Associations (SLACA) have endorsed the idea of purchasing the Topps property and its subsequent development into a recreation and community facility; and,

Whereas, subject property consists of an estimated 19 acres to include a building containing an estimated 85,000 sq. ft.; and,

Whereas, this property, with a minimum amount of alteration, can be converted into a recreational site for both indoor and outdoor recreation and athletic activities; and,

Whereas, the Topps property is centrally located and has the additional capacity to house selected regional unemployment offices and other state and City social agencies and functions; and,

Whereas, the displacement of the MESC services, presently being conducted at South Pennsylvania, would alleviate the current congestion problem and its concomitant negative impact upon business at the current MESC site; and,

Whereas, the City Council recognizing the need for additional swimming facilities will expeditiously pursue coordination with the Lansing School District to maximize, where possible, the use of all swimming facilities, thereby hopefully providing certain tax savings to the citizens; and,

Whereas, the purchase of this property is in conformance with City Council's priority policy to establish year round recreation facilities as opposed to seasonal; and,

Whereas, the estimated purchase price of this property totals \$1,274,000; and,

Whereas, this estimated purchase price appears to be a proper value when related to the appraised value of the property as assessed by the City Assessor's Office who listed the appraised value in 1973 at \$497,464 for the land and \$706,663 for the building with a total assessed valuation at that date of \$1,204,127; and,

Whereas, \$74,000 in renovation costs will be completed and paid for by the present owner prior to purchase; and,

Whereas, the contemplated use of this property for recreation and the housing of selected service offices is compatible with the present zoning for the area; and,

Whereas, this building can be converted into a minimum of five regulation half court basketball floors, rooms, play areas and organizational offices; and,

Whereas, the surrounding acreage can be readily converted into various combinations of baseball, softball, football, tennis and basketball and track activity areas with sufficient areas reserved for parking; and,

Whereas, the Topps property is centrally located to serve the greater South Lansing Citizenry; and,

Whereas, the location of the property and its anticipated use is compatible with the City of Lansing's plan to develop community recreation centers such as Gier which is under construction and Kingsley which will be under construction in the immediate future; and,

Whereas, certain funds as follows are or will be available in current accounts or accounts to be established upon receipt of Community Development Funds, accounts listed as follows:

CD South Side Recreation Center Account (to be established)	\$200,000
Federal General Revenue Account #249-936-180-974 (Swimming Pool)	380,000
Building Fund Reserve Account #101-936-020-975	312,500
Total	\$892,500

and,

Whereas, a portion of the cost of subject property can be returned to the City of Lansing via certain leases to the State of Michigan; these leases to wit being a commitment by the State of Michigan to continue leasing the MESC offices currently at the Topps property. This lease totals 10,000 sq. ft. and the State of Michigan had indicated a desire to lease an additional 20,000 sq. ft. for a total square footage of 30,000 at a total cost of \$96,000 per year; and,

Whereas, the City of Lansing, to secure a lease arrangement for the additional 20,000 sq. ft. cited above must assume the existing lease held by the State of Michigan for the MESC offices located at South Pennsylvania; subject lease will terminate in February 1977 and totals \$53,869; and,

Whereas, the City of Lansing could expect to recover these monies through the sublease of said facility; and,

Whereas, the purchase of this property would appear to be allowable under the Community Development Act of 1974;

Now, Therefore, Be It Resolved that the City Property Manager and the City Attorney be authorized to proceed with the drafting of an option to purchase under the guidelines as indicated in this resolution and in conformance with the terms, consideration, reservations and information as provided in the attachments hereto identified as attachments No. 1, 2, 3, 4 and 5.

By Councilman Ferguson—

In the last paragraph after the figure 5 add: "and that the City enter into said option with the vendor."

Adopted by the following vote:

Yeas: Councilmen Belen, Brenke, Ferguson, Gunther, May, McKane—6.

Nays: Councilmen Anas, Blair—2.

The resolution as amended was adopted by the following vote:

Yeas: Councilmen Belen, Brenke, Ferguson, Gunther, May, McKane—6.

Nays: Councilmen Anas, Blair—2.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing is in receipt of a letter from the CATA Board recommending that the City of Lansing not accept the low bid of Kenrich Construction, Inc., for the rehabilitation of the CATA garage; and,

Whereas, this non-acceptance is due to the impending purchase of the new CATA transportation facility; and,

Whereas, the purchase of the new CATA facility will obviate the requirement for the use of the current facility;

Now, Therefore, Be It Resolved that the City Council directs the Mayor and City Clerk not to sign a contract with the Kenrich Construction, Inc., for rehabilitation of the CATA building.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Brenke, Ferguson, Gunther, May, McKane—7.

Nays: Councilman Blair—1.

Councilman Ferguson left the session.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That the City of Lansing renew general liability and vehicle insurance policy with Auto-Owners Insurance Company (Hacker, King, Sherry Agents) effective July 1, 1975, for the one year period ending June 30, 1976. The letter from the Finance Director and Purchasing Agent is attached.

Adopted by the following vote:

Unanimously.

Councilman Ferguson returned to session.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, certain monies are available to the City of Lansing under specified highway projects to provide funding for attendance of members of the Lansing Police Department at the Traffic Institute at Northwestern University; and

Whereas, attendance at this course by selected officers will enhance the expertise of the individual attending and impact directly upon the future efficiency of the Lansing Police Department; and

Whereas, five officers have previously attended this course and subsequently achieved promotions to higher line or staff positions and one other member of the Lansing Police Department is presently in attendance; and

Whereas, the funds to be provided by the State Department of Highways and Transportation totals \$10,305 and the local share totals \$15,458 which is the normal salary and employee benefits that the officer will receive over the 39 weeks that he will be absent from his duty position; and

Whereas, the Board of Police Commissioners has granted permission for this application to be presented to Council; and

Whereas, the absence of this officer will not seriously affect the operational capabilities of the Police Department;

Now, Therefore, Be It Resolved that the Lansing City Council approves the submission of an application for one officer to attend the Traffic Institute at Northwestern University during the period September 11, 1975 through June 12, 1976; and

Be It Further Resolved that the Mayor and City Clerk be directed to sign the application for this grant and the subsequent contract upon approval by the City Attorney as to form; and,

Be It Further Resolved that the Program Coordinator is authorized to submit this application and the subsequent contract to Office of Highway Safety Planning, Department of State Police.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the Lansing Tri-County Regional Manpower Consortium have entered into an agreement to provide for the planning and delivery of manpower services pursuant to the Comprehensive Employment and Training Act of 1973, Title II, Public Service Employment Program, and

Whereas, the City of Lansing and the Lansing Fire Fighters have negotiated a contract which provides retirement benefits to Firemen at a rate of 5.69% higher than the rate for other City employees and holiday pay at the rate of \$30.00/holiday above and beyond the regular pay, and

Whereas, the City of Lansing has modified their Title II contract with the Lansing Tri-County Regional Manpower Consortium to transfer funds (in the amount of \$1,944.87) from the Administration budget to the Fringe Benefits budget to cover the above stated increase in benefits;

Now, Therefore, Be It Resolved, that the City Council approve said modification of the contract and direct the Mayor and other City Officials to sign said modified contract.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has had a C.A.M.P.S. Grant No. 26-5-10-M74, Modification Number 3, and

Whereas, the C.A.M.P.S. Grant has been closed out leaving a residual of \$1,179.19, and

Whereas, in accordance with the Federal Department of Labor, Manpower Administration directives, the above said amount is to be transferred to the Lansing Tri-County Regional Manpower Consortium CETA Title I Grant 26-5038-10, and

Whereas, the contract Modification Number 4 has been prepared in accordance with federal regulations, and

Now, Therefore, Be It Resolved, that the City Council approve the Modification to the contract and authorize and direct the Mayor and other required city officials to sign and file the document with proper officials to the U. S. Government.

Adopted by the following vote:

Unanimously.

By Committee on Public Safety—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing Police Department collects a fee of \$2.00 for each copy of any police report furnished to any citizen or insurance company, and

Whereas, the Lansing Police Department collects a fee of \$3.00 when an abandoned bicycle is returned to the owner, and

Whereas, the Lansing Police Department, during the year of 1974, received 6,721 requests for criminal record checks, with no charge.

Now, Therefore, Be It Resolved, that the Lansing Police Department be authorized to collect a fee of \$2.00 from every person requesting a criminal record check or a record clearance letter. However, this fee is not to be charged to any Law Enforcement Agency.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

That the appointment of Stefan J. Szyskowski and Merle G. Barnhart to the Planning Board, term expiring June, 1979, be confirmed.

By Councilman Ferguson—

That the resolution be tabled.

Lost by the following vote:

Yeas: Councilmen Anas, Ferguson, May, McKane—4.

Nays: Councilmen Belen, Blair, Brenke, Gunther—4.

By Councilman Ferguson—

This be referred back to the Committee of the Whole.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Blair, Ferguson, Gunther, May, McKane—7.

Nays: Councilman Brenke—1.

By Committee on Parks and Recreation—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the United States of America have entered into an Agreement providing the City of Lansing with a grant to plan and develop a Comprehensive City Demonstration Program; and

Whereas, the Lansing Model Cities Comprehensive City Demonstration Program provides for a Kingsley Court Open Space project; and

Whereas, the City of Lansing, through the City Demonstration Agency, and the Department of Parks and Recreation have developed a proposed Contract (Cooperative Agreement) to provide for a Kingsley Court Open Space project; and

Whereas, said proposed Contract (Cooperative Agreement) is hereby approved by the City Council of the City of Lansing, now, therefore, be it

Resolved, that the Mayor and the City Clerk are hereby directed to sign said proposed Contract (Cooperative Agreement) on behalf of the City of Lansing after approval as to form by the City Attorney and after certification as to the availability of funds by the Controller and the CDA Fiscal Officer.

Adopted by the following vote:

Unanimously.

By Committee on Parks and Recreation—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the United States of America have entered into an Agreement providing the City of Lansing with a grant to plan and develop a Comprehensive City Demonstration Program; and

Whereas, the Lansing Model Cities Comprehensive City Demonstration Program provides for a Neighborhood Facility at Kingsley Court; and

Whereas, the City of Lansing, through the City Demonstration Agency, and the Department of Parks and Recreation have developed a proposed Contract (Cooperative Agreement) to provide for a Neighborhood Facility at Kingsley Court; and

Whereas, said proposed Contract (Cooperative Agreement) is hereby approved by the City Council of the City of Lansing, now, therefore, be it

Resolved, that the Mayor and the City Clerk are hereby directed to sign said proposed Contract (Cooperative Agreement) on behalf of the City of Lansing after approval as to form by the City Attorney and after certification as to the availability of funds by the Controller and the CDA Fiscal Officer.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing Model Cities Housing Assistance Foundation/Community Resources Center entered into a Contract effective from October 1, 1974 through June 30, 1975; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing Model Cities Housing Assistance Foundation/Community Resources Center amended said Contract on April 21, 1975; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing Model Cities Housing Assistance Foundation/Community Resources Center do mutually agree to again amend said Contract;

Whereas, the proposed Amendment of said Contract is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and the City Clerk are hereby directed to sign said proposed Amendment of said Contract on behalf of the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and Building In Lansing's Development (BILD) entered into a Contract effective from July 1, 1974 through September 30, 1974; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and Building In Lansing's Development (BILD) mutually agreed to amend and extend said Contract for the period from July 1, 1974 through June 30, 1975; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and Building In Lansing's Development (BILD) amended said Contract on March 26, 1975; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and Building In Lansing's Development (BILD) do mutually agree to again amend said Contract;

Whereas, the proposed Amendment of said Contract is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and the City Clerk are hereby directed to sign said proposed Amendment of said Contract on behalf of the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee on Finance and
Committee on Personnel—

Resolved by the City Council of the City of Lansing:

That effective July 1, 1975, the City Personnel Director is authorized and directed to delete the classification of one Deputy Clerk 1-B from the District Court section of the Classification and Compensation Plan and substitute therefore one Law Clerk IV-B classification, and

Be It Further Resolved that the City Controller be authorized to make the necessary transfer in the 1975-76 Budget in the amount of \$2,568.00 from Account No. 760-141-000-835—Witness and Jury Fees to Account No. 760-141-000-702—Salaries and Longevity to cover this change.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That transfers are made as follows:

\$1,400.00 from Extra Legal Help
A/C 101-203-000-826

\$1,400.00 to Equipment
A/C 101-203-000-977

\$1,092.00 from Operating Supplies
A/C 153-307-000-740

440.00 from Travel
A/C 153-307-000-873

\$ 832.00 to Personnel Services
A/C 153-307-000-702

700.00 to Equipment
A/C 153-307-000-917

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

ZONINGS

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-5-75—2501-2507-2513 Newark Ave.,

be rezoned from "A" One Family Residence District to "C" Two Family Residence District and the "Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 14th day of July, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning

Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-6-75—2425 Newark Ave.,

be rezoned from "A" One Family Residence District to "C" Two Family Residence District and the "Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 14th day of July, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-25-75—1205-1209 East Saginaw St.,

be rezoned from "J" Parking District to "D-1" Professional Office District and the "Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 14th day of July, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-26-75—5100-5200 blocks of Jolly-Cedar Court,

be rezoned from "J" Parking District to "F" Commercial District and the "Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 14th day of July, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$2,704,483.39.

Signed:

JOHN T. ANAS,
TERRY J. McKANE,
WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

ORDINANCES

By Councilman Belen—

The Committee reported that it had considered an ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by adding a New Chapter to be numbered 37A and by adding sections numbered 37A-1 to 37A-25 inclusive, providing for the prevention of soil erosion and sedimentation from nonagricultural development within the City of Lansing by requiring proper provisions for water disposal and protection of soil surfaces during and after construction in order to promote the safety, public health convenience and general welfare of the City, and recommended that the ordinance be passed.

Carried.

ORDINANCE NO 391

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by adding a new chapter to be numbered 37A and by adding sections numbered 37A-1 to 37A-25 inclusive, providing for the prevention of soil erosion and sedimentation from non-agricultural development within the City of Lansing by requiring proper provisions for water disposal and protection of soil surfaces during and after construction in order to promote the safety, public health convenience and general welfare of the city, be placed on order of immediate passage.

Carried.

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by adding a new chapter to be numbered 37A and by adding sections numbered 37A-1 to 37A-25 inclusive, providing for the prevention of soil erosion and sedimentation from non-agricultural development within the City of Lansing by requiring proper provisions for water disposal and protection of soil surfaces during and after construction in order to promote the safety, public health convenience and general welfare of the city, be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 391

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, BE AMENDED BY ADDING A NEW CHAPTER TO BE NUMBERED 37A AND BY ADDING SECTIONS NUMBERED 37A-1 TO 37A-25, INCLUSIVE, PROVIDING FOR THE PREVENTION OF SOIL EROSION AND SEDIMENTATION FROM NONAGRICULTURAL DEVELOPMENT WITHIN THE CITY OF LANSING BY REQUIRING PROPER PROVISIONS FOR WATER DISPOSAL AND PROTECTION OF SOIL SURFACES DURING AND AFTER CONSTRUCTION IN ORDER TO PROMOTE THE SAFETY, PUBLIC HEALTH CONVENIENCE AND GENERAL WELFARE OF THE CITY.

The City of Lansing Ordains:

Section 1. That the Code of Ordinances of the City of Lansing, Michigan, be amended by adding a new chapter to be numbered 37A and sections to be numbered 37A-1 to 37A-25, inclusive, to read as follows:

Sec. 37A-1. Definitions.

For the purpose of this chapter, certain terms and words are herewith defined as follows:

A. "Certification" means a signed, written statement by the City Engineer that specific constructions, inspections, or tests required by this chapter have been performed and that such comply with the applicable requirements of this chapter.

B. "City Engineer" means the City Engineer or his authorized representative.

C. "Soil Erosion" means the process by which the ground surface is worn away by action of wind, water, gravity, or a combination thereof.

D. "Excavating" or "cutting" means any act by which soil or rock is cut into, dug, quarried, uncovered, removed, displaced, or relocated and shall include the conditions resulting therefrom.

E. "Grading" means any stripping, excavating, filling, stock-piling, or any combination thereof and shall include the land in its excavated or filled condition.

F. "Non-erosive velocity" means a speed of water movement which is not conducive to the development of soil erosion.

G. "Permit" means a state prescribed permit issued by the City Engineer to authorize work to be performed under this chapter.

H. "Person" means any individual, partnership, firm, association, or corporation whether public or private.

I. "Sediment" means solid particulate matter, mineral or organic that has been deposited in water, is in suspension in water, or is being transported or has been removed from its site of origin by the process of soil erosion.

J. "Stripping" means any activity which removes or significantly disturbs the vegetative surface cover including clearing and grubbing operations.

Sec. 37A-2. Enforcing Agency.

The Public Service Department of the City of Lansing shall be the local enforcing agency responsible for the administration and enforcement of this chapter.

Sec. 37A-3. Compliance with Chapter Required for Site Plan, Development Plan, or Plat Approval.

No site plan, development plan or plat shall be approved under Chapters 36 and 37 of this Code unless such site plan, development plan, or plat shall include soil erosion and sediment control measures consistent with the requirements of this chapter and the related regulations, standards, and specifications adopted by reference herein.

Sec. 37A-4. Compliance with Chapter Required for Certificate of Occupancy.

No certificate of occupancy for any building or structure shall be issued under Chapters 9 or 36 of this Code unless the applicant for said certificate shall have complied with the requirements of this chapter and related land development regulations and standards adopted pursuant hereto and shall have satisfactorily completed, as evidenced by a certificate of compliance issued pursuant to Section 37A-22 of this chapter, the soil erosion and sediment control measures approved for said applicant.

Sec. 37A-5. Compliance with Chapter Required for Building Permit.

Upon receipt of an application for a building permit proposing or requiring grading, excavating, cutting, or stripping which disturbs one (1) or more acres of land or disturbs land located within five hundred (500) feet of a lake, stream, river or natural drain, the Building Department of the City of Lansing shall immediately notify the City Engineer and the Building Department shall not issue a building permit to such applicant until the City Engineer has issued the required permit pursuant to this chapter.

Sec. 37A-6. Permit Required.

Except as otherwise provided in this chapter, any person, or in the case of a land development, a developer, who, after the effective date of this chapter, contracts for, allows, or engages in any grading, stripping, excavating, or cutting which disturbs one (1) or more acres of land or is within five hundred (500) feet of a lake, river, stream, or natural drain shall obtain a state prescribed permit issued by the City Engineer prior to the commencement of such grading, stripping, excavating, or cutting.

Sec. 37A-7. Permit Application.

A separate state prescribed application shall be required for each permit. A soil erosion and sediment control plan for the proposed grading, excavating, cutting, or stripping shall be submitted to and reviewed and approved by the City Engineer prior to the submission of an application for a permit. The soil erosion and sediment control plan shall be prepared or approved and signed by a qualified person in the management of soil erosion and sedimentation control. Such person may be a professional engineer, registered architect, landscape architect, agronomist, soil scientist, soil engineer, or other person of established experience and training, provided, however, that the City Engineer may waive the preparation or approval and signature by such qualified person when the work for which a permit is sought entails little or no hazard to adjacent property or to a lake, stream, river, or natural drain within five hundred (500) feet of the work site and does not include the construction of a fill upon which a structure may be erected. The plan submitted to the City Engineer shall include: (1) a vicinity sketch at a scale of 1" = 200' indicating the site location as well as adjacent properties within five hundred (500) feet of

the site boundaries; (2) a boundary line survey and legal description of the site on which the work is to be performed; (3) a plan of the site at a scale of 1"=100' showing: (i) the name, address, and telephone number of the owner, developer, and applicant; (ii) a timing schedule and sequence description of each proposed grading, excavating, cutting, or stripping activity including a schedule indicating the anticipated starting and completion dates of the development sequence and the time of exposure of each area prior to the completion of the soil erosion and sediment control measures required by this chapter; (iii) a description and location of all proposed temporary and permanent soil erosion and sediment control measures required by this chapter; (iv) a description and location of all proposed and existing on-site drainage facilities including delineation of the drainage area of the land tributary to the site and estimated run off of the area served by any drain; (v) a certified statement of the quantity of excavation or fill involved; (vi) the existing topography at a maximum of five (5) foot contour intervals; (vii) the proposed topography at a maximum of five (5) foot contour intervals; (viii) the location of any structure or natural feature on the site; (ix) the location of any structure or natural feature on the land adjacent to the site and within fifty (50) feet of the site boundary line; (x) the proximity of any grading, cutting, excavating, or stripping to any lake, stream, river, or natural drain; (xi) the location of any proposed additional structures or development on the site; (xii) the elevations, dimensions, location, extent and the slope of all proposed grading, stripping, excavating, or cutting, including building and driveway grades; (xiii) the estimated total cost of the required soil erosion and sediment controls; (xiv) a soil investigation report which shall include but not be limited to: data regarding the nature, distribution, and supporting ability of existing soils and rock on the site; (xv) a signed statement of assurance that Section 37A-17 of this chapter, pertaining to maintenance of the approved soil erosion and sediment control measures will be observed; and (xvi) any other information or data as may be required by the City Engineer.

Sec. 37A-8. Bond Requirement.

After approval by the City Engineer of the soil erosion and sediment control plan delineated in the preceding section and prior to the issuance of a permit, the applicant shall post with the City Clerk either cash, a certified check, an irrevocable letter of credit, issued by a bank, or a surety bond in the amount sufficient to assure the installation and completion of the soil erosion and sedimentation control measures specified in the approved plan. The surety bond shall be executed by the applicant and a corporate surety authorized to do business in this state as a surety. Any surety bond or irrevocable letter of credit shall be in a form approved by the City Attorney, and shall be made payable to the city in the amount of the estimated total cost of the required soil erosion and

sediment controls approved by the City Engineer pursuant to this chapter. The total cost of the work shall be estimated by the City Engineer. The bond shall include penalty provisions for failure to complete the work on schedule as specified in the permit or in the approved plan. Every bond and instrument of credit shall include, and every cash deposit or certified check shall be made on the condition that the applicant shall comply with all of the provisions of this chapter and all of the terms and conditions of the permit, and the approved plan, and shall complete all of the work contemplated under the permit and approved plan within the time limit specified in the permit or plan or if no time is specified, within 180 days after the date of the issuance of the permit.

Sec. 37A-9. Extension of Time.

If the applicant is unable to complete the work within the specified time, he may, at least ten (10) days prior to the expiration of the permit, present in writing to the City Engineer a request for an extension of time setting forth the reasons for the requested extension. In the event such an extension is warranted, the City Engineer may grant additional time for the completion of the work, but no such extension shall operate to release the owner or the surety on the bond or the person furnishing the instrument of credit, surety bond, cash, or certified check.

Sec. 37A-10. Failure to Complete Work.

In the event of failure to complete the work or failure to comply with all the requirements, conditions, and terms of the permit, the City Engineer may order such work as is necessary to eliminate any danger to persons or property and to leave the site in a safe condition or he may order the work authorized by the permit to be completed. The applicant and the surety executing the bond or person issuing the instrument of credit or making the deposit of cash or certified check shall continue to be firmly bound under a continuing obligation for the payment of all necessary costs and expenses that may be incurred or expended by the city in causing any and all such work to be done.

Sec. 37A-11. Application Review and Permit Procedures.

After the proposed plan for soil erosion and sediment control has been approved by the City Engineer, the person, or in the case of a land development, the developer proposing to undertake the grading, excavating, cutting, or stripping shall submit to the City Engineer a state prescribed application.

The City Engineer shall approve, disapprove or require modification of the application for a permit within thirty (30) calendar days following receipt of the application.

Upon a determination that a permit applicant has met all the requirements of this Chapter, the City Engineer shall issue a permit for the proposed excavating, cut-

ting, grading, or stripping. The permit shall be posted at the work site and a copy of the approved soil erosion and sedimentation control plan shall be available at the work site for inspection.

Notification of approval shall be made by certified mail. If the application is disapproved, the City Engineer shall advise the applicant by certified mail of the reasons for disapproval and conditions required for approval. Notification of approval or disapproval by certified mail is not necessary if the applicant is given in person, and in writing, approval or disapproval of the application. A permit given to the applicant either in person or by certified mail shall constitute approval.

Sec. 37A-12. Denial of Application for Permit.

A permit shall not be issued where: (1) the work, as proposed by the applicant, will damage any public or private property or interfere with any existing drainage course in such a manner as to cause damage to any adjacent property or result in the deposition of debris or sediment on any public way or into any waterway, lake, stream, river, or natural drain or create an unreasonable hazard to persons or property; or (2) the land area for which the project proposed is subject to geological hazard to the extent that no reasonable amount of corrective work can eliminate or sufficiently reduce settlement, slope instability or any other such hazard to persons or property; or (3) where the applicant has not met the bond, cash, certified check or instrument of credit deposit requirements of Section 37A-8 of this chapter.

Sec. 37A-13. Fees.

At the time of filing an application for a permit, a non-refundable filing fee of five (\$5.00) dollars shall be paid to the City Engineer. An additional non-refundable fee of ten (\$10.00) dollars per acre of site area involved will be charged for plan and site inspections with a minimum fee of ten (\$10.00) dollars for such review and inspection.

Sec. 37A-14. Modification of Approved Plans.

All modifications of approved soil erosion and sedimentation control plans must be submitted to and approved by the City Engineer. All necessary sustaining reports shall be submitted with any proposal to modify said approved plans. No grading, cutting, excavating, or stripping in connection with any proposed modification shall be undertaken without the approval of the City Engineer.

Sec. 37A-15. Responsibility of Person Holding a Valid Permit.

During any grading, excavating, cutting, or stripping operation, the person to whom a valid permit has been issued shall be responsible for: (1) the prevention of damage to any public utilities or services within the limits of grading, excavating,

cutting, or stripping and along any routes of travel by the equipment utilized in site operations; (2) the prevention of damage to adjacent property, including not grading, excavating, cutting, or stripping on the site so close to the property line as to endanger any adjoining public street, sidewalk, alley, or any public or private property without supporting and protecting such property from settling, cracking, or other damage which might result; (3) the carrying out of the proposed work in accordance with the approved plan and in compliance with all the requirements of the permit and this chapter; (4) the prompt removal of all soil, miscellaneous debris, or other materials applied, dumped or otherwise deposited on public streets, highways, sidewalks, or other public thoroughfares during transit to and from the construction site where such spillage constitutes a public nuisance or hazard; (5) the removal of sediment in so far as possible from any run off water before it leaves the grading, stripping, excavating, or cutting site; (6) the design and installation of permanent or temporary facilities where required to limit the flow of water to a non-erosive velocity; and (7) the removal of temporary soil erosion and sediment control facilities after permanent soil erosion and sediment control measures have been implemented.

Sec. 37A-16. Permanent and Temporary Soil Erosion and Sediment Control Measures, Time.

Permanent soil erosion control measures required by this chapter for all slopes, channels, ditches or any disturbed land area shall be completed within fifteen (15) calendar days after final grading, cutting, excavating, or stripping has been completed. When it is not possible to permanently stabilize a disturbed area after such activity has been completed or where significant grading, cutting, excavating, or stripping activity ceases, temporary soil erosion control measures required hereunder shall be implemented within thirty (30) calendar days. All temporary soil erosion control measures shall be maintained until permanent soil erosion control measures are implemented.

Sec. 37A-17. Maintenance Requirements.

All persons carrying out soil erosion and sediment control measures under this chapter, and all subsequent owners of property concerning which such measures have been taken, shall be responsible for maintaining all such soil erosion and sediment control measures.

Sec. 37A-18. Minimum Design Standards for Soil Erosion and Sedimentation Control.

All plans and specifications required by this chapter, including extension of previously approved plans, shall include provisions for soil erosion and sediment control in accordance with, but not limited to, the standards and specifications contained in the "Standards and Specifications for Soil Erosion and Sediment Control" published by the Capitol Area Association of

Soil Conservation Districts in January of 1972, including "Appendix I" thereof. Copies of said standards and specifications shall be available for inspection or purchase at reasonable cost in the office of the City Clerk and the Public Service Department.

Sec. 37A-19. Exceptions.

No grading permit shall be required for: (1) the industry generally referred to as logging; (2) the industry generally referred to as mining; (3) the plowing or tilling of land for the purpose of crop production or the harvesting of crops; (4) routine maintenance or landscaping of streets and rights-of-way not affecting a lake or stream; (5) normal maintenance and landscaping activities on public or private property; (6) installation of utility poles and service lines and the normal maintenance activities and emergency repairs connected therewith; (7) installation of oil, gas, or mineral wells carried out pursuant to a permit from the State Supervision of Wells; (8) where a project is carried out by an authorized public agency designated pursuant to 1972 PA 347, as amended. The exemptions provided in this section, however, shall not be construed as exemptions from the enforcement procedures specified in 1972 PA 347, as amended, the rules pertaining to soil erosion and sedimentation control promulgated by the Water Resources Commission of the Department of Natural Resources, or this chapter, in the event such exempted activities cause or result in a violation of 1972 PA 347, as amended, the rules of the Water Resources Commission pertaining to soil erosion and sediment control or this chapter. In addition, all authorized public agencies designated pursuant to 1972 PA 347, as amended, shall adhere to the soil erosion and sediment control procedures as approved for the authorized public agency, by the Water Resources Commission.

Sec. 37A-20. Variances.

Where the applicant for a permit alleges that there is error or misinterpretation in any order, requirement, grant or refusal made by the City Engineer, the Board of Zoning Appeals shall have the power to hear specific applications and may thereafter amend or change such order, requirement, grant, or refusal so that it is in harmony with the general intent, purpose, and requirements of this chapter. The procedural requirements for appeals under Sections 36-10 through 36-12, inclusive, of Chapter 36 of this Code shall be applicable to appeals under this chapter.

Sec. 37A-21. Inspection.

The City Engineer shall inspect the work undertaken pursuant to this chapter and shall require adequate inspection of compaction by a soil engineer or by a soil testing agency, approved by the City Engineer, unless the City Engineer determines that such inspection requirements may be waived due to the non-hazardous nature of the work as it pertains to soil erosion and sedimentation.

Sec. 37A-22. Certification.

Upon satisfactory execution of all approved soil erosion and sedimentation control plans and upon ascertaining that the applicant has complied with the requirements of this chapter, 1972 PA 347, as amended, and the rules of the Water Resources Commission governing soil erosion and sedimentation control, the City Engineer shall issue a certification of completion.

Sec. 37A-23. Penalty.

Any person or authorized public agency, designated pursuant to 1972 PA 347, as amended, who violates any of the applicable provisions of this chapter shall, upon conviction, be guilty of a misdemeanor punishable by a fine of one hundred (\$100.00) dollars, ninety (90) days in jail, or both.

Sec. 37A-24. Additional Remedies.

Upon making a finding that there is a violation of this chapter, 1972 PA 347, as amended, the rules of the Water Resources Commission pertaining to soil erosion and sediment control, the terms of the permit, or the soil erosion and sediment control plan, approved herein, the City Engineer shall issue a cease and desist order and shall revoke the permit issued under this chapter. All violations of this chapter shall be reported by the City Engineer to the Water Resources Commission of the Department of Natural Resources.

Notwithstanding the existence or pursuit of any other remedy, the City of Lansing may maintain an action in its own name in a court of competent jurisdiction for an injunction or other process against any person to restrain or prevent violations of this chapter.

Sec. 37A-25. Severability.

The sections, paragraphs, sentences, clauses, and phrases of this ordinance are severable, and if any phrase, clause, sentence, paragraph, or section of this ordinance shall be declared invalid by the judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this ordinance.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

That the rule prescribed in Sec. 5.5 (g) of the Charter relative to considering business not on the agenda, be waived.

Carried.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing is desirous of qualifying, certifying and making assurance for Equal Opportunity Compliance for the Community Development Block Grant Program; and

Whereas, the City of Lansing must conform with Equal Opportunity Compliance procedures; and

Whereas, these procedures must be developed in conformity with Federal, State, and City Civil Rights and Equal Opportunity Enactment.

Now, Therefore, Be It Resolved that the City Council of the City of Lansing does adopt the attached resolution of Equal Opportunity Compliance, and

Be It Further Resolved that this resolution will be forwarded to the Federal and State agencies responsible for monitoring equal opportunity for the City.

Adopted by the following vote:

Unanimously.

Councilman May asked the Traffic Engineer if he had checked the truck traffic on High Street.

Councilman May commented on the rental properties in his area.

The following persons spoke favoring the granting of a Special Use Permit at 1507 Jerome Street:

Debbie Stabenow, 3632 Cooley Drive.

Wayne Wood, 1521 Jerome Street.

Anselmo Rodrigues, 619 N. Francis.

Gentleman from 5435 Marsh Road.

Peter Collinge, 218 Lathrop Street.

The following persons spoke relative to Senate Bill 13 which deals with rental units:

Mrs. Chas. Wigglesworth, 2084 Smith Road, Dimondale, Mich. and also Mr. Chas. Wigglesworth.

Reva Ferguson.

Glen House, 631 Smith Ave., asked about the Kenrich Construction Co.

Council adjourned at 9:00 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

June 23, 1975

B/M/S

CITY CLERK'S OFFICE
Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE
U. S. POSTAGE
PAID
Permit No. 1461
Lansing, Michigan

549

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, June 30, 1975

CITY COUNCIL ROOMS

Lansing, Michigan

June 30, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Anas, Belen, Blair, Brenke, Ferguson, Gunther, May, McKane—8.

Nays: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Gunther.

Pledge of Allegiance was given by Tom Sessions.

The record of the previous session was approved as printed.

HEARINGS ON PROPOSED CHANGES IN ZONING CLASSIFICATIONS

June 30, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-13-75—4411 South Logan Street,

be rezoned from "A" One Family Residence District to "F" Commercial District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

L. J. Dunn, petitioner, spoke.

Referred to Committee on Planning.

June 30, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-17-75—Southwest corner of Shawassee Street and Washington Square,

be rezoned from "E" Apartment Shop District to "G" Business District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

Referred to Committee on Planning.

June 30, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-18-75—5100 South Waverly Road (Southwest corner of Waverly Road and Jolly Road,

be rezoned from "A" One Family Residence District to "F" Commercial District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

Stanley Martin spoke for owner of property.

Referred to Committee on Planning.

June 30, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-19-75—3400 West Holmes Road,

be rezoned from "A" One Family Residence District to "B" One Family Residence District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

Rev. Whittington of Pilgrim Rest Baptist Church spoke.

Betty Brooks, 3419 W. Holmes Road, spoke.

Referred to Committee on Planning.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

SECOND HAND DEALER—Economy Furniture Store.

AUCTIONEERS—Forke Brothers Auctioneer, Construction Equipment Auctioneers.

ELECTRICAL CONTRACTORS — Rice Electric, H. J. Blommer.

DRAINLAYER — American Excavators, Inc.

HEATING AND AIR CONDITIONING—Quality Air Heating & Cooling, Inc., George R. Shields and Son, R. W. Eagle-son Plumbing and Heating.

SIGN ERECTORS — National Advertising Co., Terrill Sign Co.

RUBBISH HAULER—Johnnie Mendenhall.

WRECKER—University Service Center.

PUBLIC DRIVER—David E. James.

Referred to Committee on Ordinance and Contracts.

Claims filed by:

Louise Clark for injuries sustained due to fall on sidewalk.

Referred to City Attorney and Public Service Department.

Mrs. Ronald C. Page for damage to garage door by city truck.

Referred to City Attorney and Parks Department.

Summons filed by:

District Court by Emma D. Blair, Mollie Kaye Blair and William C. Blair vs. City

of Lansing for damage to automobile due to hole in street.

Referred to City Attorney and Public Service Department.

Circuit Court by Ruth D. Leber vs. City of Lansing for injuries sustained due to manhole in street.

Referred to City Attorney and Public Service Department.

Letter from Kenrich Construction, Inc. relative submitting invoices for costs incurred by all contractors on office alterations at C.A.T.A. Building.

Referred to City Attorney and Purchasing Director.

Letters and petitions filed in regard to special use permit SUP-3-75—1507 Jerome Street from:

Harold L. Swartz.

John Skopin—Supervisor of Lincoln Center.

Gail A. Harris.

Mrs. G. T. Kelley.

Referred to Committee on Planning.

WITL requests permission to park a remote broadcast trailer in Washington Square in front of Fox Jewelers from July 9 to July 10, 1975.

Referred to Committee on City Affairs.

Letter from Lansing Community College relative bids for Phase I—Mall Construction.

Received and placed on file.

Department of Natural Resources submits application for Joe Joseph Pro Bowl to build in flood plain (North Logan St.).

Received and placed on file with copy to Planning Board and Waterfront Development Board.

Water Resources Commission submits order and permit for Department of Redevelopment for alteration and occupation of a flood way.

Received and placed on file with copy to Planning Board and Waterfront Development Board.

Michigan Grand River Watershed Council submits resolution designation of Stream appreciation month.

Referred to Committee of the Whole.

Letter from Delmer R. Smith, Attorney, in regard to light bill at 1815 East Michigan Avenue.

Referred to Committee of the Whole and Board of Water and Light.

REPORTS OF COMMITTEES

The Committee on ORDINANCE AND CONTRACTS approves the following applications and bonds for licenses:

SECOND HAND DEALER—Economy Furniture Store.

AUCTIONEERS—Forke Brothers Auctioneer, Construction Equipment Auctioneers.

ELECTRICAL CONTRACTOR—Rice Electric, H. J. Blommer.

DRAINLAYER — American Excavators, Inc.

HEATING AND AIR CONDITIONING—Quality Air Heating & Cooling, Inc., George R. Shields and Son, R. W. Eagle-son Plumbing and Heating.

SIGN ERECTORS—National Advertising Co., Terrill Sign Co.

RUBBISH HAULER—Johnnie Mendenhall.

WRECKER—University Service Center.

PUBLIC DRIVER—David E. James.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on BUILDINGS AND PROPERTIES, to whom was referred the request for a review of the Whyte St./Ohio St. property sometimes known as the Goodman Free School Building, to recommend a position concerning this property, reports as follows:

This past week the Hearing officers determined this building to be unsafe and

dangerous and gave the property owners thirty (30) days to demolish or make this facility safe for occupancy. If this is not done then this is automatically referred to City Council for a public hearing. The consensus at this time is that the building be demolished.

The Committee on Buildings and Properties concurs in the recommendation.

Signed:

ROGER T. MAY,
JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
Committee on Buildings and
Properties.

By Councilman May—

That this be referred to the Community Development Department for further consideration.

Carried.

The Committee on BUILDINGS AND PROPERTIES, to whom was referred the request from Robert R. Backus, Director of Public Service, to establish a position and job classification for a Maintenance Man to service the W. T. Grant Building, reports as follows:

We recommend that the City Council approve the position of Maintenance Man, classification IIIAB, and direct the Personnel Department to establish this position for immediate action. Funds for this position to be provided from account No. 101-936-028-974.

Signed:

ROGER T. MAY,
JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
Committee on Buildings and
Properties.

By Councilman May—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Michigan Capitol Girl Scout Council, Inc., for permission to close Bailey Street north from Baker Street dead ending at the Railroad from July 21 through July 25, 1975, to conduct a Block Camp Program, reports as follows:

The Committee recommends permission be granted from 9 a.m. to 7 p.m., and

that by copy of this committee report, the following departments be informed of this temporary street closing: Police, Fire, Emergency Operations, Public Service, and Traffic Engineer.

Signed:

JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of The Tri-County Retired Senior Volunteer Program for permission to set up a small table on the sidewalk in front of American Bank and Trust on July 11, 1975 from 10 a.m. to 3:30 p.m. to inform the public about their program, reports as follows:

The Committee recommends permission be granted. The table must be so set up that it does not interfere with pedestrian traffic on the sidewalk nor traffic into the bank, and that the sponsors be responsible to take care of any littering.

Signed:

JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of WITL Radio for permission to park a remote broadcast trailer in Washington Square in front of Fox Jewelers from 6 p.m., July 9 through 2 p.m., July 10, 1975, reports as follows:

The Committee recommends permission be given. The station has made arrangements with the manager of Fox Jewelry and with the Parking Supervisor for capping two meters and reimbursement to City for revenue lost from the capped meters.

Signed:

JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

June 26, 1975

To the Honorable Mayor
and Members of the Council

Gentlemen:

In accordance with your order of June 2, 1975, I am submitting herewith a special Assessment Roll No. 251 based on estimated cost, for the purpose of constructing a storm sewer as follows:

On Hughes Road from Jolly Road to the South line of Lot 155 of Maple Grove Farms No. 3 and in Moffit Street from the Easterly end to the Westerly end of the street.

To Be Assessed\$71,636.50

City Share 27,059.97

Total\$98,696.47

Respectfully submitted,

PAUL S. CREEVY,
City Assessor.

Received and placed on file.

June 26, 1975

To the Honorable Mayor
and Members of the Council

Gentlemen:

In accordance with your order of June 2, 1975, I am submitting herewith a special Assessment Roll No. 253, based on estimated cost, for the purpose of constructing curb and gutter as follows:

On Stoneleigh Drive from the South Plat line of Tammany Hills Subd. to the South end of the Street. On Tecumseh River Drive (the South side between Westbury and Dillingham). On Richmond Street from Jolly Road to Reo Road; On Theodore Street from Cawood to Comfort Street.

To Be Assessed\$32,583.60

City Share 4,327.44

Total\$36,911.04

Respectfully submitted,

PAUL S. CREEVY,
City Assessor.

Received and placed on file.

June 20, 1975

Lansing City Council

10th Floor—City Hall

Lansing, Michigan

Re: Reduction of Financial Security
Simken Village Subdivision

Gentlemen:

As required by Section 37-35 (1) of Chapter 37 of the Code of Ordinances of the City of Lansing, Michigan, I request permission to release four thousand seven hundred dollars and zero cents (\$4,700.00) held by the City of Lansing per its letter dated August 15, 1974.

Curb, gutter, grade and gravel improvements have been completed and accepted by our City Engineer for maintenance per his letters attached.

Improvements not completed are as follows:

Sidewalks\$3,100.00

Monuments 200.00

Street Trees 570.00

\$3,870.00

Respectfully yours,

EDWARD C. PERRY,
Deputy Controller.

Referred to Committee on Finance.

REPORT OF COMMITTEE

The Committee on FINANCE, to whom was referred the request of the Deputy Controller for reduction of financial security for Simken Village Subdivision in the amount of \$4,700.00, reports as follows:

That said request be approved and the same be released.

Signed:

JOHN T. ANAS,
TERRY J. McKANE,
WILLIAM A. BRENKE,
JACK D. GUNTHER,
Committee on Finance.

By Councilman Anas—

That the report of the Committee be adopted.

Councilman Blair excused from voting.

Adopted by the following vote:

Unanimously.

June 26, 1975

Lansing City Council
Committee of the Whole
10th Floor, City Hall
Lansing, Michigan

Re: Reduction of Financial Security—
Moore-Hall Development

Gentlemen:

As required by Section 37-35 (1) of Chapter 37 of the Code of Ordinances of the City of Lansing, Michigan, I request that a reduction of financial security on the above mentioned subdivision be allowed, in the amount of \$15,925.00, per the attached letter from the City Engineer.

Curb and gutter, grade and gravel, and a portion of the sidewalk have been inspected and approved for city maintenance. The following financial security will remain on improvements yet to be completed:

Sidewalk	\$2,425.00
Monuments	150.00
Street Trees	1,814.00
	<hr/>
	\$4,389.00

Respectfully submitted,

EDWARD C. PERRY,
Deputy Controller.

Referred to Committee on Finance.

REPORT OF COMMITTEE

The Committee on FINANCE, to whom was referred the request of the Deputy Controller for reduction of financial security for Moore-Hall Development in the amount of \$15,925.00, reports as follows:

That said request be approved and the same be released.

Signed:

JOHN T. ANAS,
TERRY J. McKANE,
JAMES D. BLAIR,
WILLIAM A. BRENKE,
JACK D. GUNTHER,
Committee on Finance.

By Councilman Anas—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

June 24, 1975

Mayor and City Council

City of Lansing

Dear Mayor and City Council:

Recently I had conversation with the Emergency Services Division of the Michigan State Police with reference to flood insurance requirements.

Question 1.

Does the city of Lansing have to take out flood insurance on the properties that lie in the flood plain and were damaged during the recent flood?

Answer 1. Yes.

Question 2.

Does the city of Lansing have to take out flood insurance on the properties that lie in the flood plain that were not damaged in the recent flood?

Answer 2. No.

Question 3.

If we have another flood, will the properties that lie in flood that were not damaged be eligible for disaster assistance.

Answer 3. Yes, they would be eligible for federal disaster assistance. However, the city's flood insurance policy would then have to be amended to include those properties. It is not necessary, at this time, to have flood insurance coverage on buildings and properties that lie in the flood plain if they were not damaged in the recent flood.

The foregoing decisions also apply to the Board of Water and Light properties.

The foregoing information was received verbally. For record purposes I have asked the Michigan State Police for written answers to my questions.

Most respectfully,

JAMES A. HOLCOMB,
Executive Director,
Department of Emergency
Operations.

Received and placed on file.

June 26, 1975

Hon. Mayor and Members of

the City Council

City Hall

Lansing, Michigan

Gentlemen:

I am attaching a letter of intent signed by Hildreth B. Hatton, a member of the

Elected Officers Compensation Commission, to do business with the City of Lansing in accordance with Section 14.4 of the Lansing City Charter.

Very truly yours,

THEO FULTON,
City Clerk.

Received and placed on file.

June 20, 1975

Theo Fulton

City Clerk

City of Lansing

Lansing, Michigan

Dear Miss Fulton:

This is to inform you that I am a distributor for Standard Oil Company. I am also a member of the Elected Officers Compensation Commission. While I do not contract directly with the City, I do deliver oil to the City for Standard Oil, which company does contract directly with the City. I am submitting this information to you to fulfill the requirements of 1968 PA 317 relating to the conduct of public servants—contracts with public entities.

Sincerely,

HILDRETH B. HATTON.

June 26, 1975

Hon. Mayor and Members of

the City Council

City Hall

Lansing, Michigan

Gentlemen:

I am attaching a letter of intent signed by William M. Dietrich, a member of the Elected Officers Compensation Commission, to do business with the City of Lansing in accordance with Section 14.4 of the Lansing City Charter.

Very truly yours,

THEO FULTON,
City Clerk.

Received and placed on file.

June 20, 1975

Theo Fulton

City Clerk

City of Lansing

Lansing, Michigan

Dear Miss Fulton:

This is to advise you that I am a sales representative of the George Worthington Company. I am also a member of the Elected Officers Compensation Commission. While my company contracts directly with the City of Lansing, I personally have no contact with the City. I am submitting this information to you to fulfill the requirements of 1968 PA 317 relating to the conduct of public servants—contracts with public entities.

Sincerely,

WILLIAM M. DIETRICH.

June 26, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is Change Order No. 2, submitted by Lennie Barker Construction Co. on the Weigman Sanitary Relief Sewer, contract No. PS 67033, increasing the amount of the contract by \$909.00, due to the addition of 606 C.Y. of fill dirt to stabilize slopes to prevent soil erosion.

I would recommend approval of this Change Order.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred Change Order No. 2, submitted by Lennie Barker Construction Co. on the Weigman Sanitary Relief Sewer, PS 67033, increasing the amount of the contract by \$909.00, due to the addition of 606 C.Y. of fill dirt to stabilize slopes to prevent soil erosion, reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

June 23, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached find copy of letter sent to Mr. and Mrs. Keith Whitford in regards to Sewer Easement for the Weigman Sanitary Relief Sewer, P.S. 67033. For this Easement the city offered to pay them \$300.00, for which they agreed.

I would recommend that the City Controller be authorized to remit check in the amount of \$300.00 to Mr. and Mrs. Keith Whitford for said easement.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

June 26, 1975

Honorable Mayor and Members

of City Council

City of Lansing

Re: Change Order for Gier Park Community Center

Gentlemen:

Attached is a copy of a request for a change order submitted by Clark Construction Company in accordance with Bulletin No. 3 from Laitala, Freeman, Smith and Fowler Architects. Clark is authorized by P.O. No. X-10162 for the construction of Gier Park Community Center.

This change order will increase the amount of the contract by \$11,851.30 for the addition of a retaining wall and railing as a necessary part of the site work. This portion would be charged to account No. 249 936 300 976. The retaining wall was approved by Council action on May 19, 1975. I recommend approval of the change order.

Respectfully submitted,

THEODORE J. HASKELL,
Director of Parks and Recreation.

Referred to Committee on Parks and Recreation.

June 26, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: B-75-371 Hughes, Prospect and Other Sewers, PS 75088

Gentlemen:

Thirteen bids for the construction of Hughes, Prospect and Other Storm and Sanitary Sewers, were opened at 3:00 P.M., E.D.T. on Tuesday, June 24, 1975.

We recommend acceptance of the low bid submitted by Lennie Barker, Inc., in the amount of \$89,975.74 and an additional 15% for contingencies in the amount of \$13,496.36, making the total amount authorized \$103,472.10.

Respectfully submitted,

VAUGHAN L. McKINCH,
Purchasing Director,

ROBERT R. BACKUS,
Public Service Director.

Referred to Committee on Public Service and Highways.

June 25, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: B-75-370 Curb and Gutter Construction, PS 58016

Gentlemen:

Six bids for the 1975 Curb and Gutter Construction were opened at 3:00 P.M., E.D.T. on Tuesday, June 24, 1975.

We recommend acceptance of the low bid submitted by L & L Construction Company, Inc., in the amount of \$30,759.20 and an additional 15% for contingencies in the amount of \$4,613.88, making the total amount authorized \$35,373.08.

Respectfully submitted,

VAUGHAN L. McKINCH,
Purchasing Director,

ROBERT R. BACKUS,
Public Service Director.

Referred to Committee on Public Service and Highways.

June 26, 1975

Honorable Mayor
and City Council
City Hall
Lansing, Michigan

Subject: B-75-369 Blacktop Contract,
PS 18073

Gentlemen:

Two bids for blacktop construction were opened at 3:00 P.M., E.D.T. on Tuesday, June 24, 1975.

We recommend acceptance of the low bid submitted by Rieth-Riley Construction Company, Inc., in the amount of \$86,927.95 and an additional 15% for contingencies in the amount of \$13,039.19, making the total amount authorized \$99,967.14.

Respectfully submitted,
VAUGHAN L. MCKINCH,
Purchasing Director,
ROBERT R. BACKUS,
Public Service Director.

Referred to Committee on Public Service and Highways.

June 25, 1975

Honorable Mayor
and City Council
City Hall
Lansing, Michigan

Subject: B-75-364 C.R.T. Station Key to
Disk Installation

Gentlemen:

Three bids for the installation of six (6) C.R.T. Station Key to Disk for the Data Processing Department were opened at 3:00 P.M., June 17, 1975.

The low bid submitted by the I.B.M. Corporation was not submitted on the City of Lansing bid form and did not meet the specifications (see attached letter from Data Processing Director); therefore, this would not be considered a responsive bid.

We recommend acceptance of the second low bid submitted by the Computer Machinery Corporation for a three (3) year lease plan for a total of \$13,656.00 for six (6) stations per year and a one time delivery charge of \$362.00 for a grand total in the amount of \$41,330.00.

Respectfully submitted,
VAUGHAN L. MCKINCH,
Purchasing Director,
LARRY A. MARTIN,
Data Processing Director.

Referred to Committee on Finance.

REPORT OF COMMITTEE

The Committee on FINANCE, to whom was referred the recommendation of the Purchasing Director and the Data Processing Director that the second low bid submitted by the Computer Machinery Corporation for a three year lease plan for installation of six C.R.T. Station Key to Disk for the Data Processing Department, for six stations per year for a total of \$13,656.00, and one time delivery charge of \$362.00 for a grand total in the amount of \$41,330.00 be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Data Processing Director.

Signed:

JOHN T. ANAS,
TERRY J. MCKANE,
JAMES D. BLAIR,
WILLIAM A. BRENKE,
JACK D. GUNTHER,
Committee on Finance.

By Councilman Anas—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

June 26, 1975

Honorable Mayor
and City Council
City Hall
Lansing, Michigan

Subject: B-75-361 Parking Ramp
Insurance

Gentlemen:

Ten bids for fire insurance on the North Grand and North Capitol Parking Ramps were opened at 3:00 P.M., E.D.T. on Tuesday, June 10, 1975.

After reviewing the low bid and requesting an opinion from the Attorney's Office it was deemed advisable to reject the low bid because it was non-conforming to our specifications. We recommend the awarding of the bid to the second low bidder, the Lansing Mutual Agency, in the amount of \$17,914.00 for a three year prepaid policy. Copy of the Attorney's opinion is attached.

Respectfully submitted,
VAUGHAN L. MCKINCH,
Purchasing Director,
JAMES E. DOWSETT,
Finance Director.

Referred to Committee on Finance.

The Committee on FINANCE, to whom was referred the recommendation of the Purchasing Director and the Finance Director that the second low bid submitted by the Lansing Mutual Agency in the amount of \$17,914.00 for a three years pre-paid policy for fire insurance on the North Grand and North Capitol Parking Ramps be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and Finance Director.

Signed:

JOHN T. ANAS,
TERRY J. McKANE,
JAMES D. BLAIR,
WILLIAM A. BRENKE,
JACK D. GUNTHER,
Committee on Finance.

By Councilman Anas—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

June 26, 1975

Honorable Mayor
and City Council
City Hall
Lansing, Michigan

Subject: B-75-352 Canoe Portage and Overlook

Gentlemen:

Two bids for the Moores Park Canoe Portage and Overlook were opened at 3:00 P.M., E.D.T. on Tuesday, June 3, 1975.

We recommended that all bids be rejected as they exceed our budget. Modifications are being prepared by Stein Associates. It is our intention to rebid this project.

Respectfully submitted,

VAUGHAN L. MCKINCH,
Purchasing Director,

THEODORE J. HASKELL,
Parks and Recreation Director.

Referred to Committee on Parks and Recreation.

REPORT OF COMMITTEE

The Committee on PARKS AND RECREATION, to whom was referred the recommendation of the Purchasing Director

and Director of Parks and Recreation that the bids received for the Moores Park Canoe Portage and Overlook be rejected and that new bids be taken at a later date, reports as follows:

That we concur in the recommendation of the Purchasing Director and Director of Parks and Recreation.

Signed:

JAMES D. BLAIR,
TERRY J. McKANE,
Committee on Parks and Recreation.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

June 27, 1975

Honorable Mayor and
Members of City Council
Gentlemen:

At their June 11, 1975 meeting, the Traffic Board discussed the proposed improvement of Miller Road from Cedar Street to Waverly Road. The section from Cedar Street to Washington Avenue is scheduled for reconstruction in 1976. An environmental impact statement is presently being prepared by the Public Service and Planning Departments.

The discussion centered around the impact of widening Miller Road to 4 lanes within the existing right of way. The right of way from Cedar Street to Washington Avenue is only 66 feet. Construction of a 4 lane facility in this section would leave only 3 feet between the curb and sidewalk and necessitate the removal of approximately 40 mature trees. Since the North Elementary School is located on Miller Road, and many of the children walk to school, the Board felt the proximity of the sidewalk to the traveled lanes would create an undue safety hazard. In addition, widening Miller Road to 4 lanes would substantially change the character of the road, and adversely affect the present residential character of the area.

It was pointed out by one Board member, Mr. Robert Rigotti, a traffic engineer for the Michigan Department of Highways and Transportation, that 3 lanes at an intersection provide approximately the same capacity as 4 lanes. Also, the visibility for left turning drivers is more restricted with 4 lanes than with 3 lanes.

Based on the above considerations, the Traffic Board recommended that Miller Road be improved to 39 feet wide, curb to curb, and that it be striped as a 2 lane

road with left turn lanes at major intersections. This configuration would leave 7 feet between the curb and sidewalk, and allow some of the existing street trees to remain. New street trees could be located in this 7 foot wide area.

This recommendation was adopted by a 5-0 vote.

Respectfully submitted,

LANSING TRAFFIC BOARD
Raymond O. Severy,
Secretary.

Referred to Committee on Public Safety.

June 24, 1975

Honorable Mayor and

Members of City Council

Gentlemen:

It has come to my attention that the City of Lansing is without a fence ordinance. On June 24, 1974, a new building code was adopted. This code was different in many respects to the previous building code. One such difference was the deletion of the fence code.

It appears the City of Lansing no longer has control over the type, size, or height of a fence. In addition, we have no control over the material used in a fence. In the majority of cases, this makes no difference as most residents put up a typical chain link fence.

In an increasing number of cases, however, "spite fences" or privacy fences are being constructed. It does not appear that we have any control as to how or where they can be constructed. If, in fact, we do not have a fence ordinance, a person could run one of the tall, view blocking, fences to the front property line. Depending on the property's relative location on the block, the effect of such a fence could range from visual obstruction and a safety hazard (people attempting to get out of their driveway) to the neighborhood properties, to the creation of a real safety hazard at a street intersection.

Neither the Building Department nor the Planning Department believe that there is a fence ordinance to administer. The Planning Department attempts to enforce the old fence ordinance by "bluff" until they get pushed into a corner.

I would like to have City Council direct the City Attorney to look into the matter and determine the following:

—Is there, or is there not, a fence ordinance for the City.

—If there is, whose responsibility is it to enforce the ordinance.

If there is no fence ordinance, I would

urge City Council to direct the City Attorney to draft one up for Council's action.

Sincerely,

JAMES D. BLAIR,
Councilman-at-Large.

Referred to City Attorney and Committee on Ordinance and Contracts and Building Department.

June 23, 1975

Members of the Lansing

City Council

Fellow Council Members:

I have read with interest the Mayor's report of June 16, 1975, regarding BILD and Capitol Commons. Unfortunately, I fail to see where he has responded to Councilman Blair's concerns for "in-depth research." His superficial and inaccurate treatment of this request has motivated me to conduct my own investigation of BILD activities relative to his allegations and innuendos.

My investigation reveals many inadequacies in his report:

1. It is difficult to believe that his office conducted any serious, objective research. His computations and assumptions have little relation to reality. The inaccuracy contained in his report is exceeded only by his apparent disinterest in obtaining accurate information.
2. He has inaccurately used BILD's previous acquisition costs. The result has produced a misleading report.
3. In analyzing the proposed contract between BILD and the City of Lansing, he has overlooked entire sections and has apparently misinterpreted those sections he did read.
4. He implies that the City of Lansing can proceed with Capitol Commons at a lesser expense than BILD. Yet, his report fails to substantiate this. The few concrete, reliable bits of information he did provide, appear to contradict his reasoning.

If future "in-depth" research from the Mayor's office will be as inaccurate as this piece of work, I would urge him not to waste the Council's time with the results. I think the Mayor should make better use of his time by aggressively supporting Capitol Commons and other major projects important to the City of Lansing by offering positive suggestions.

The tenor and purpose of this report amuses me in that he was the very one to instruct BILD to apply for Community Development funds and Model Cities residual funds to complete Capitol Commons. The

very contract he criticizes is a result of those instructions given in the presence of City Council, the BILD Board of Directors and the local press.

In response to Councilman Blair's concerns, let me now correct his report by providing accurate information. I must first chide Councilman Blair on his tardiness regarding this information. I have been informed that on two separate occasions, Councilman Blair has declined invitations to be briefed on this subject by BILD. Councilman Blair stated to a BILD employee that as far as BILD and Capitol Commons were concerned he was "not interested in the facts." I hope that this recent request is an indication that Councilman Blair more fully appreciates the necessity of complete and accurate information.

Let me now present some actual facts:

A. Administrative Costs—Property Acquisition

1. All property acquisition utilizing Community Development funds must comply with HUD property acquisition guidelines. Whether the City of Lansing or BILD acquires property, the same procedures must be followed. Costs relating to these guidelines would be comparable.
2. The majority property acquisition for BILD is handled by their staff, in addition to their other duties. (See attach. 1)

With Capitol Commons, BILD did initially contract with a private, independent broker for property acquisition. The acquisition fee per parcel—which was negotiated based on examples of City-broker contracts at that time, was much higher than the price the Mayor quotes.

Analysis of acquisition of comparable properties by BILD staff reveals that while parcels assembled by private brokers cost \$2.30 per square foot, BILD staff assembled land at a cost of \$2.10 per square foot.

3. Analysis of BILD's closings of Capitol Commons properties shows that BILD was charged only for deed recording at an average cost of \$2.05 per closing, compared to the Mayor's cost of \$90.00 for title insurance, closing costs and "mortgage" (I assume you mean mortgage commitment). The Mayor should note that title insurance is customarily the expense of the seller, not the buyer and that, as we are talking here about assemblage of land for redevelopment, it is not appropriate to include a cost for mortgage commitments as a part of acquisition expenses.
4. The "administrative" costs of acquisition may vary dependent on the type, size and value of the properties to be acquired. It will cost more for the appraisal of multiple-unit buildings as

opposed to a single-family home. Many of the properties in Capitol Commons contain large structures, many apartments, etc. I would hope that the Mayor's cost estimates are based on the acquisition of comparable properties.

B. Property Management Costs

The Mayor's report suggests that it would cost the City of Lansing \$27,500 in personnel expenses to manage property in Capitol Commons. Yet BILD has managed property in Capitol Commons as only one of many staff responsibilities. BILD's business manager (salary: \$14,300) and secretary (salary: \$8,400) now perform the same services regarding property management in addition to their other duties.

In light of his expressed concern regarding excessive salaries within City Hall, either the BILD personnel, handling property management, are grossly underpaid or, he is beginning to realize that some positions require compensation commensurate with responsibility and that the BILD personnel should receive substantial pay increases.

C. Administrative Responsibilities—BILD

There appears to be a misconception on his part that BILD will only be required to assemble and manage property. I have asked BILD to list some of the major duties required for the development of Capitol Commons. (See attachment 1)

These items are some of the responsibilities covered by the \$226,500 of administrative costs in the BILD contract. To compare his tasks and figures of \$41,780 to this major undertaking as he has attempted to do, is inane.

D. Property Acquisition Costs

1. As stated earlier, acquisition must comply with HUD guidelines. Acquisition price is based on the Fair Market Value development from independent appraisals. Fair Market Value is not determined solely by the recorded appraised value assigned by the City Assessor's Office.
2. Examination of BILD estimates and actual prices of acquisition to date within Capitol Commons show that BILD's estimates have been quite accurate.
3. Thorough reading of the proposed contract and but the simplest understanding of Capitol Commons would allow one to comprehend that the \$469,836 budgeted for Capitol Commons covers many expenses, not just the completion of Phase I acquisition. This figure includes the cost of appraisers, property demolition, and clearance, maintenance and the acquisition of property outside of Phase I.

4. BILD's acquisition program calls for the acquisition of 115 parcels, not 17. While it is obvious that \$469,836 is not sufficient to acquire 115 Parcels, it should be just as obvious that more than 17 properties will be acquired. Please cite Paragraph C, Section 3 of the proposed contract: "Concurrent with or after the completion of all acquisitions specified in Schedule A and the clearing of the land in the Phase I area contractor may engage in the repair, rehabilitation and acquisition of properties in the peripheral areas which bound Capitol Commons to the extent that the same is necessary to insure the orderly development of Capitol Commons. Acquisition . . . should be by plan submitted by BILD and approved by the Housing and Redevelopment Department of the City of Lansing."

This clearly indicates that, while priority is to be given to Phase I, the allocation of \$469,836 is not exclusive to 17 parcels. Review of BILD documents shows that the completion of Phase I acquisition is estimated to cost \$345,600. (See attachment 2). The balance, \$124,236, will be used for additional acquisitions, demolition, maintenance, etc., spelled out in the proposed contract.

5. I have reviewed BILD's property acquisition figures and am at a loss to understand how he has arrived at average unit costs of \$13,000.

To date, BILD has expended \$567,440 for the acquisition of 48 parcels within Capitol Commons. This is an average acquisition price of \$11,821.67. These figures are substantiated by BILD files. (See attachment 3)

As stated earlier, nineteen parcels must be acquired to complete Phase I. BILD estimates that acquisition costs will run approximately \$345,600 or \$18,189.47 per parcel. This is a bit misleading because one of the parcels includes an apartment building, estimated to cost \$81,000. Excluding this parcel, the average price per parcel will be \$14,700. In that most of these parcels contain structures that are both large and in relatively good condition this figure is probably very accurate. BILD notes that all of these projections are but estimates; actual cost is dependent on the establishment of fair market value as a result of independent appraisals.

E. Typographical Errors

The Mayor is to be commended for his location of the typographical errors on the "Schedule of Parcels for Acquisition." These have been corrected. One must wonder how, with such thoroughness, he could completely overlook an entire paragraph (C of Section 3) which clearly explains that funds are to be spent on more than just acquiring 17 properties!

In addition, the Mayor's office, the City Attorney, the Housing-Redevelopment and Human Services Directors, and BILD failed, at first glance, to catch the omission of two additional parcels necessary for Phase I completion. I am informed that subsequent review by Mr. Stonehouse and BILD corrected this matter.

I also appreciate his efforts to show that we all are human; in our haste to complete and submit reports, we all fail to catch every error. I refer to the word "mortgage" on the first page of your June 16, 1975 letter on this subject.

F. Completion of Phase I

It is self-evident that the northern-third of the area within Capitol Commons scheduled for redevelopment will be totally assembled upon completion of Phase I acquisition. In addition to this first phase, peripheral properties will be acquired to serve as a buffer for initial development and to initiate acquisition within the second phase.

G. Technical Planning Committee Recommendations

As Councilman Blair has stated on numerous occasions, the City Council and not the Mayor, or the Technical Planning Committee, is responsible for the establishment of policy. Recommendations are but recommendations.

In any event, the Community Development Proposal has been amended to include Capitol Commons. Because city departments are not equipped or inclined to implement Capitol Commons at this time, it is understandable why Council would choose to contract with BILD for this purpose.

H. Use of BILD Revolving Fund for Administrative Costs

On this the Mayor is absolutely correct. The proposed contract does call for the use of BILD revolving funds, in an amount not to exceed \$226,500, for administrative costs for eighteen months. This figure is based on BILD's current operational budget. The objections of the City Finance Director centered around the lack of control exerted by the City, relative to spending. After the Committee of the Whole meeting of June 10, 1975, Mr. Houk, Mr. Ross, Mrs. Warr and Mr. Dowsett met to discuss Mr. Dowsett's concerns. A mutually agreeable solution was arrived at, with which Mr. Stonehouse later concurred.

I. Seidman & Seidman Audit Report of BILD, August 1, 1973 to June 30, 1974

The audit report itself, located on page three of the Seidman & Seidman report, is, as all good accountants know, the best and most favorable report given following an audit, stating that the

financial statements fairly represent the financial position of BILD and are in conformity with generally accepted accounting principles. More specifically, finding number eight states that "all HUD requirements for eligibility of costs have been met including the requirements of necessity and reasonableness."

It is readily apparent that findings one through four are merely procedural issues easily dealt with and of very little significance. Findings five and six have been sufficiently justified and a letter of clearance has been received on all findings.

Conclusion:

As everyone knows, I have never been reluctant to criticize BILD Corporation regarding its implementation of Capitol Commons. I need only point to the premature release of \$194,000 of Model Cities funds to BILD by the City Finance office, which I vehemently objected to. As I recall, the Mayor supported the release and expenditure of these funds. However, quick as I am to criticize when I feel it necessary, I also feel it necessary to maintain a balanced objectivity in analyzing any city projects and offer positive recommendations for improvement or modification as well as assistance.

BILD's efforts regarding housing and Capitol Commons should go forward. That BILD has handled well in excess of a million of our dollars and can account for every transaction, bodes well for both BILD and the City of Lansing.

BILD staff have been quite open and have been willing to make all files and information available. I understand that the same opportunity has been extended to the Mayor on numerous occasions. (See enclosed correspondence) It is unfortunate that he has failed to utilize these opportunities to familiarize himself with BILD and Capitol Commons.

The purpose of the proposed contract between BILD and the City of Lansing is to further the development of Capitol Commons. We should all adopt this objective and proceed about the business of running the City of Lansing.

The Mayor's diatribes against BILD and Capitol Commons have been only self-serving; they most certainly have not served the best interests of the City of Lansing. I would hope he has now purged his system of these tactics of innuendo and misrepresentation and that his office, City Council, all City Departments, BILD and the community will work jointly for the fruition of Capitol Commons.

Sincerely,

JOEL I. FERGUSON,
Councilman-at-Large.

Received and placed on file.

June 25, 1975

The Lansing Tri-County Regional Manpower Consortium has been informed by the U. S. Department of Labor, Region V, of Public Service Employment program planning estimates for Fiscal Year 1976. The planning estimates are based on proposed funding levels included in House Joint Resolution 499 which is now before the President. These estimates are at a level which ensures that the Tri-County P.S.E. Program will be maintained at its present level, with possible expansion in some areas.

The planning estimates are as follows:

A. Total Available	
(Title II and Title VI)	\$5,091,373
B. Allocation within the Consortium Area	
Lansing	\$1,895,909
Ingham County (less Lansing and East Lansing)	1,997,018
Eaton County	641,772
Clinton County	475,212
Consortium PSE Position	10,745
Consortium Administration (1.4%)	70,717
TOTAL	\$5,091,373

Sincerely,

JOEL I. FERGUSON,
Chairperson,
Lansing Tri-County Regional
Manpower Administrative
Board.

Referred to Committee of the Whole.

June 25, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

Tenth Floor—City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

Attached is a copy of a Memorandum of Agreement between the United States Department of Labor and the United States Environmental Protection Agency. This Agreement provides information and suggests the development of cooperative relationships between Prime Sponsors under the Comprehensive Employment and Training Act (CETA) and State and local environmental agencies regarding the employment opportunities of public environmental agencies.

Further information on this subject can be obtained by writing to Mr. Chester J. Shura, Regional Manpower Officer, United States Environmental Protection Agency, Region V, 230 South Dearborn Street, Chicago, Illinois 60604.

Respectfully,

GERALD W. GRAVES,
Mayor.

By Councilman Gunther—

That we concur with the Mayor's recommendation.

Carried.

June 30, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

On Monday, June 23, 1975, during the afternoon Committee of the Whole session, each of you was presented with a Resolution and a proposal to purchase the Topps property on a land contract basis at a cost of \$1,274,000. You approved that proposal during the Regular Session of Council that evening by a 6-2 vote. The question here is not your right to make the purchase, or the need for such a facility, because the policy decision is yours according to the City Charter. The question at hand is the method of financing the dollars for renovation, maintenance and programs and the dollars necessary for two, or more, pedestrian overpasses, the funds for which are already committed for other areas.

I am concerned about the rapidness in which you are expending tax dollars and the procedures being used. You have made a decision to purchase the Topps property, and the Mill Street property and the beer warehouse between Larch and Cedar Streets, and others, without following, what I feel are requirements of, the City Charter, State law and possibly Federal regulations. For example, Chapter 14 of the City Charter, Section 14.2 and Section 14.3 read as follows:

Sec. 14.2. The Council shall establish, by ordinance, the procedures for the purchase and sale of personal property, under the direction of the Division of Purchasing or the proper department head. The ordinance shall provide the dollar limit within which purchases of personal property may be made without the necessity of securing competitive bids, and the dollar limit within which purchases may be made without the necessity of Council approval. No purchase of personal prop-

erty shall be made unless a sufficient appropriation is available therefor.

Sec. 14.3 (a) The city shall not purchase, sell, or lease any real estate or any interest therein except by resolution concurred in by at least six members of the Council, nor unless a sufficient appropriation is available therefor. . . .

Certainly the sufficient appropriation has not been made for such purchases. M.S.A. 125.39 to 5.2999, provides for a Capital Improvement Program, which must fit within the master plan of a municipality, and which must have the sanction of the Planning Board or Commission (see attached). Section 7.20 of Chapter 7 of the City Charter, specifically provides for the required procedures for proposed improvements. Such procedures certainly were not followed (see attached). Too, the Uniform Acquisition Act of 1970, requires that in the purchase of property, two appraisals by independent appraisers shall be made to determine fair market value and I am of the opinion that this requirement should have been met before an offer was made especially in view of your intentions to use Community Development funds.

Financially, I point out that even though you have just completed the approval of my Recommended Budget, and you added expenditures in the amount of \$580,000, you did not go through the budget procedures in regard to the aforementioned, and you commitments, if we are to have a viable Capital Improvements Program in the future, will require an estimated tax increase of \$1.00 to \$1.50 in the 1976-77 budget as a minimum, and additions in the 1977-78, 78-79 and 79-80 fiscal years. Ahead of you, if the tax rate increase is to remain at a minimum, are some important decisions:

—Do you propose to remove the \$600,000 from the second year Community Development program for the Topps project?

—If a sub-lease for the present State of Michigan rented South Pennsylvania Avenue property, does not materialize, are you prepared to pay for the State rent in the amount of \$53,869 from the General Fund of the City of Lansing?

—Are you prepared to advise the Mayor's Budget Committee within the next several months what recreational programs are to be abolished to pay for the \$193,709 development of land project at Topps?

In addition to the aforementioned, I wish to point out that the 24 hour traffic count at Washington and Holmes amounts to 27,600 while that at Logan and Holmes amounts to 32,000. With this kind of traffic bordering two sides of what you have selected for a recreation area, it is obvious that major overpasses should be provided, capable of permitting youngsters with bicycles, to wheel same across the overpasses, if we are to give children safe

use of the Topps Center in the future. Inasmuch as appropriations have been made for other priority areas for pedestrian overpasses, it behooves you to consider the need of \$75,000 to \$100,000 for such structures. In regard to the use of Community Development dollars for Topps, adjustments will have to be made by you in the future applications for Community Development funds, since the present application has just been approved by the Federal government, and no such funds are available.

In short, because of the level of spending at which you have proceeded, excess funds are becoming a premium. In the past, you were provided with \$2,080,000 in excess Federal Revenue Sharing Funds. Those have all been spent. In 1973-74, and in 1974-75, I responded in the Budget Recommendations to your strong expression for a new Police Department building by providing \$1,000,000 and much of that has been spent on matters other than the original intent. The net result is going to be a cut in programs or a substantial tax increase. Please advise of your policy, so that in considering the 76-77 Budget Recommendation, the preparation for which will commence in less than five months, the Mayor's Budget Committee can take into consideration cuts in various programs or make provisions for the necessary tax increase to meet your obligations.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

June 30, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

Attached please find a recent communication received by this office from Mr. Elmer C. Binford, Detroit Area Office Director for the Department of Housing and Urban Development, advising me that the City of Lansing Community Development Block Grant Application has been unconditionally approved. The total first year funding authorized under this Grant Agreement is \$6,189,000 for FY 76.

In order to expedite the City's acceptance of this Grant, certain forms must be signed requiring your authorization and concurrence prior to my execution of the documents. Therefore, I am requesting that you suspend the City Council Rules of Procedure to receive and act upon the attached resolution concerning this matter. Your cooperation in this regard would be greatly appreciated.

Further, a note of appreciation should be extended to the members of the Technical Planning Committee, and in particular the Chairman, Alan Tubbs and his staff, for the collective efforts in preparing this application. It was an extensive undertaking well done.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

June 27, 1975

Hon. Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

Attached is a copy of my most recent communication to Mr. William J. Holmes, Director of the Complaint Investigation Department of the Civil Rights Commission of the State of Michigan. Also, I have attached a copy of the complaint in question, which was filed by a black man who believes that he was not given an equal opportunity to proceed on the cable television contract because of his race.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole and
the Cable Television Committee.

June 27, 1975

Hon. Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

Attached is a copy of my most recent communication from the National Oceanic and Atmospheric Administration of the U. S. Department of Commerce, which relates to the possibility of implementing a NOAA Weather Radio Program in the City of Lansing. Basically, the communication supports my request for such a service and advises that same has been included in the FY-76 budget request of the U. S. Department of Commerce.

My contention that such a service is needed in the City of Lansing is based on

the events which transpired during the recent record flood. Had the system been installed for the City of Lansing at the time of that unfortunate flood, everyone would have received reliable, up-to-date, factual and badly needed information from the U. S. Weather Service. It is, also, my contention that the City of Lansing has co-operated with the National Weather Service more than any city in the State of Michigan. The City expended thousands of dollars to provide a tornado warning system, a spotter network and other augmenting radio equipment, in an effort to give our citizens and the State government vital weather information, even though limited.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

Councilman Ferguson arrived.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING RESOLUTIONS. YOU MAY SPEAK ONLY FOR 3-MINUTES ON ANY ONE RESOLUTION.

The following persons spoke relative special use permit SUP-3-75—1507 Jerome Street:

Mrs. Charles Ducharme—230 Rumsey St., favoring rezoning.

Frank Sudac—2310 Woodruff Ave.

Jim Tynan—1515 Jerome St.—in opposition.

Charles Ducharme—230 Rumsey St.—favoring.

Harold L. Swartz—1447 Jerome St.—opposition.

Paul Spata—1204 E. Main St.

James Rigney—207 Rumsey St.

John Skopin, Supervisor of project—5453 Marsh Rd.

Debbie Stabenow—3632 Cooley Dr.—favoring (County Commissioner).

Wayne Wood—1521 Jerome St.—favoring.

Robert Barnes, Director of Lincoln Center—favoring.

William Jakovac—2300 E. Grand River Ave.

W. T. Landers—1433 Jerome St.—opposing.

Helen Swartz—1447 Jerome St.—opposing.

Charlene Tynan—1414 Jerome St.—opposing.

Councilman Ferguson asked several questions.

Councilman May spoke.

The following persons spoke relative Y.D.C. project:

Marion Reed Moore—1416 Marquette St.

Frances Anderson—1334 W. St. Joseph St.

Chester Hawkins—United Brotherhood.

Agnes Jones—1901 W. Main St.

William E. Henry, Jr.—900 Long Blvd.

RESOLUTIONS

By Committee on Public Service
and Highways—

Resolved by the City Council of the City of Lansing:

That the low bid of Lennie Barker Construction, Inc. for the Hughes, Prospect & Others Storm & Sanitary Sewers, P.S. 75088, in the amount of \$89,975.74 be accepted.

An additional 15% in the amount of \$13,496.36 is hereby authorized to be encumbered by the Controller for contingencies, making the total encumbered amount under this Contract, \$103,472.10.

After the award, the successful bidder shall be required to execute the contract as specified within ten days after the prescribed forms are presented to him for signature as stipulated in Instruction to Bidders of the Contract.

Be It Further Resolved, that the Mayor and City Clerk be directed to execute a contract with the said Lennie Barker Construction, Inc. on behalf of the City of Lansing according to the said bid presented and the specifications on file, upon approval of the contract, and of the bonds and insurance policies by the City Attorney, and upon certification of the City Controller as to the availability of funds.

Adopted by the following vote:

Unanimously.

By Committee on Public Service
and Highways—

Resolved by the City Council of the City of Lansing:

That the low bid of L & L Construction

Company for the 1975 Curb & Gutter Contract, P.S. 58016, in the amount of \$30,759.20 be accepted.

An additional 15% in the amount of \$4,613.88 is hereby authorized to be encumbered by the Controller for contingencies, making the total encumbered amount under this Contract, \$35,373.08.

After the award, the successful bidder shall be required to execute the contract as specified within ten days after the prescribed forms are presented to him for signature as stipulated in Instruction to Bidders of the contract.

Be It Further Resolved, that the Mayor and City Clerk be directed to execute a contract with the said L & L Construction Company on behalf of the City of Lansing according to the said bid presented and the specifications on file, upon approval of the contract, and of the bonds and insurance policies by the City Attorney, and upon certification of the City Controller as to the availability of funds.

Adopted by the following vote:

Unanimously.

By Committee on Public Service
and Highways—

Resolved by the City Council of the City of Lansing:

That the low bid of Rieth-Riley Construction Co., Inc. for the 1975 Blacktop Contract, P.S. 18073, in the amount of \$86,927.95 be accepted.

An additional 15% in the amount of \$13,039.19 is hereby authorized to be encumbered by the Controller for contingencies, making the total encumbered amount under this Contract, \$99,967.14.

After the award, the successful bidder shall be required to execute the contract as specified within ten days after the prescribed forms are presented to him for signature as stipulated in Instruction to Bidders of the Contract.

Be It Further Resolved, that the Mayor and City Clerk be directed to execute a contract with the said Rieth-Riley Construction Co., Inc. on behalf of the City of Lansing according to the said bid presented and the specifications on file, upon approval of the contract, and of the bonds and insurance policies by the City Attorney, and upon certification of the City Controller as to the availability of funds.

Adopted by the following vote:

Unanimously.

By Committee on Public Service
and Highways—

Resolved by the City Council of the City of Lansing:

Whereas, per City Council Resolution, dated September 16, 1974, approving Sewer Easement from Mr. and Mrs. Keith Whitford for the Weigman Sanitary Relief Sewer, and

Whereas, the cost to the City of Lansing would be \$300.00 for said easement,

Now, Therefore, Be It Resolved, that the City Controller be authorized to issue check in the amount of \$300.00 to Mr. and Mrs. Keith Whitford for said Easement.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

Whereas, the City Council of the City of Lansing on September 25, 1972 agreed to participate in the Tri-County Regional Activity Center/Corridor Transportation Program; and,

Whereas, the City Council by this resolution agreed to share in the program cost, such program costs to consist of \$10,000 in cash and \$10,000 worth of contributed services totaling \$20,000; and,

Whereas, Tri-County Planning has developed some eleven work papers which will provide useful information for the City of Lansing in that the data contained in these papers will provide an excellent source for development, evaluation, preparation and adoption of future transportation policies for the City of Lansing; and,

Whereas, the City of Lansing is in receipt of a voucher from Tri-County Planning totaling \$5,000 for work activities performed in Phase I of the Tri-County Regional Activity Center/Corridor Transportation Program; and,

Whereas, the Planning Department has indicated and recommended that the bill submitted is a proper voucher and should be paid; and,

Whereas, no account was established specifically to pay the obligations that was to be incurred as a result of the Council Resolution of September 25, 1972;

Now, Therefore, Be It Resolved, that the Finance Director is directed to pay the attached voucher for \$5,000 as submitted by Tri-County Planning and to pay any subsequent vouchers for the remaining \$5,000 upon approval of the Planning Director as acceptance of any subsequent voucher submitted; and,

Be It Further Resolved, that the Finance Director is directed to utilize funds from the Emergency Fund Account No. 101-940-000-962 to pay for this initial \$5,000 voucher and any subsequent voucher so

long as total of such subsequent voucher does not exceed \$5,000.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That the Resolution adopted by the Lansing City Council on June 16, 1975, regarding the construction of City Market Drive, be rescinded, and

Be It Further Resolved, that the following corrected data be substituted for the action rescinded, and

That it is hereby determined to be a matter of public health and necessity to construct a street (proposed City Market Drive), described as:

Beginning at a point on the west side of N. Cedar Street approximately 465 feet south of Shiawassee Street and running southwesterly for a distance of 890 feet to the east-west alley known as Plummers Court.

And included in the street construction will be storm drainage, curb and gutter, sidewalks and surfacing, and that the construction of this work is hereby ordered.

And Further, that the estimated cost of this project is \$90,000.00 and shall be financed by the City from Urban Renewal funds for Project No. 2, Section A-6.

The Department of Public Service is hereby directed to prepare as far as necessary, plans and specifications for this project and that the Purchasing Director be directed to advertise and let for bid the specifications for said project as submitted by the Department of Public Service.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing is desirous of generating interest in the cultural assets of the community, expanding those assets and creating a Bicentennial focal point; and

Whereas, said goals are to be furthered by (1) preserving the historical integrity of the Dodge-Turner Mansion through the restoration of those parts of the building with historical value; (2) acquiring and

displaying by July 1, 1976 in the restored portions of the building historical artifacts including but not limited to sculptures, furniture, and paintings with special emphasis placed on items of local and state origin or use; and (3) using the Dodge-Turner Mansion as a meeting place for community groups; and

Whereas, the Lansing Jaycees have offered to undertake certain restoration activities in cooperation with various agencies in exchange for the privilege of utilizing a portion of the Dodge-Turner Mansion; and

Whereas, a lease agreement between the City of Lansing and the Lansing Jaycees has been prepared fully detailing the obligations of the parties in said restoration and use of the Dodge-Turner Mansion; and

Whereas, said lease agreement is hereby approved; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said lease agreement after approval as to form by the City Attorney and after approval by the Secretary of Housing and Urban Development or the person authorized to act on his behalf.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the Lansing Tri-County Regional Manpower Consortium have entered into a contract to provide for the planning and delivery of manpower services pursuant to Title II of the Comprehensive Employment and Training Act of 1973, Contract No. 878; and

Whereas, the City Controller has certified as to the availability of residual funds in the CETA Title II allocation to extend the above stated contracts to include July 1, 1975 through July 31, 1975; and

Whereas, any funding for this contract shall be obtained solely from CETA funds; and

Whereas, the City of Lansing has modified their Title II Contract to include this extension;

Now, Therefore, Be It Resolved, that the City Council approve said Modification 6 of Contract No. 878 and direct the Mayor and other City officials to sign said modified contract.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the Board of Water and Light, contract 888; Lansing Community College, contract 883; Lansing School District, contract 884; Capital Area Transportation Authority, contract 886; Lansing Housing Commission, contract 885; Greater Lansing Safety Council, contract 878A; Community Design Center, contract 878D; Department of Natural Resources for the State of Michigan, contract 878F; Greater Lansing Urban League, contract 878B; Lansing Community Art Gallery, 878C; and the Suitcase Theatre, contract 878B; hereinafter referred to as "subcontractors," have entered into a contract to provide for the planning and delivery of manpower services pursuant to Title II of the Comprehensive Employment and Training Act of 1973; and

Whereas, the City Controller has certified as to the availability of residual funds in the CETA Title II allocation to extend the above stated contracts to include July 1, 1975 through July 31, 1975; and

Whereas, any funding for this contract shall be obtained solely from CETA funds; and

Whereas, each subcontractor has agreed to the modification of their contract to include this extension;

Now, Therefore, Be It Resolved, that the City Council approve said Modifications and direct the Mayor and other City officials to sign said modified contracts.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

That Lucile E. Belen, Councilman-at-Large, be and she is hereby appointed as the City of Lansing representative to the Lansing Convention Bureau.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

That the appointment of Rev. David P. McClean to the Human Relations Commission, term ending June 30, 1978; George E. Sawyer to the Human Relations Commission, term ending June 30, 1976; John C. Jaynes, Jr., to the Board of Water and

Light, term ending June 30, 1977, and Thomas Hermes, to the CATA Board, term ending June 30, 1977, be confirmed.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That Walter P. Maner be appointed to the Income Tax Appeal Board for a term expiring June 30, 1978.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

That the appointment of Merle G. Barnhart to the Planning Board for a term ending June 30, 1979 be confirmed.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

That the appointment of Stefan J. Szyszkowski to the Planning Board for a term ending June 30, 1979 be confirmed.

Lost by the following vote:

Yeas: Councilmen Anas, Blair, Brenke—3.

Nays: Councilmen Belen, Ferguson, Gunther, May, McKane—5.

By Committee on Planning—

Resolved by the City Council of the City of Lansing:

SJ-2-75

5600 South Pennsylvania Avenue

More particularly described as:

Lot No. 14, Midway Plaza No. 1, a subdivision of part of the east $\frac{1}{2}$ of the east $\frac{1}{2}$ of the west $\frac{1}{2}$ of the southwest $\frac{1}{4}$ of Section 3, T3N, 122W City of Lansing, Ingham County, Michigan,

Whereas, a request for permission to erect a double faced, illuminated ground

sign in the "J" Parking District has been filed by Central Advertising Company for the identification of Discount Tire Company upon the above described property; and

Whereas, pursuant to Chapter 36, Section 36-41 (9) of the Code of Ordinances of the City of Lansing, the Planning Department has reviewed this request; and

Whereas, the Planning Department, upon review of the above request, has forwarded a recommendation for approval of the request to the Planning Committee of Lansing City Council, provided the sign be located at the point described by the plan filed with the Planning Department; that is, twenty (20) feet from the property line fronting upon South Pennsylvania Avenue; and

Whereas, the Planning Committee of the City Council concurs with the Planning Department recommendation;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing approve and allow the erection of a double faced, illuminated ground sign in a "J" Parking District on the above described property in accord with the Planning Department recommendation.

Adopted by the following vote:

Unanimously.

By Committee on Planning—

Resolved by the City Council of the City of Lansing:

SUP-5-75

Urban Renewal Parkland

Whereas, the Acting Redevelopment Director requested a Special Use Permit to construct a riverfront park in the Flood Plain of the Grand River within Urban Renewal Project No. 2; and

Whereas, the Joint Committee for Riverfront Development, consisting of members from the Redevelopment Board, Waterfront Development Board, Park Board, Planning Department, Public Service Department, Parks and Recreation Department, and Traffic Department, has worked cooperatively with the consultant in developing the plans for the park; and

Whereas, said Committee has approved the Park's plans; and

Whereas, the Planning Board reviewed and approved the request for a Special Use Permit; and

Whereas, the Hydrological Survey Division of the Department of Natural Resources of the State of Michigan has reviewed and approved the plans; and

Whereas, the Planning Committee of Council concurs in that approval;

Now, Therefore, Be It Resolved, that a Special Use Permit be granted to construct said park; and

Be It Further Resolved, that this permit is granted subject to any conditions of the Hydrological Survey Division of the Department of Natural Resources.

Adopted by the following vote:

Unanimously.

By Committee on Planning—

Resolved by the City Council of the City of Lansing:

SUP-3-75

1507 Jerome Street

More particularly described as:

The east 54 feet of Lot 2, Block 3, Darnsley's Addition to the City of Lansing, Ingham County, Michigan.

Whereas, the Community Mental Health Board of Clinton, Eaton, and Ingham Counties have requested approval of a Special Use Permit for property located at 1507 Jerome Street for the use as transitional housing facilities for young people ranging in ages from 13 to 17 who are making the transition from State institutional facilities to the community; and

Whereas, the Planning Board, pursuant to Section 36-42 (12) of the Zoning Code, reviewed this request and recommended approval; and

Whereas, the Planning Committee of Council, to whom was referred the report of the Planning Board, concurred therewith;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing ordains that the request by the Community Mental Health Board of Clinton, Eaton, and Ingham Counties for approval of a transitional housing facility for young people, ages 13 to 17, be approved.

This approval is given based on the content of the application submitted and further, that the requirements of all other public agencies shall be complied with.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Blair, Ferguson, Gunther, McKane—6.

Nays: Councilmen Brenke, May—2.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the

United States of America entered into an Agreement providing the City of Lansing with a grant to plan and develop a Comprehensive City Demonstration Program; and

Whereas, the Lansing Model Cities Action Plan provided for a Summer Recreation Program; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency and the Lansing City Parks and Recreation Department entered into a Contract dated May 19, 1971, effective May 19, 1971 through June 31, 1971, to provide for a Summer Recreation Program; and

Whereas, pursuant to said Contract, the City of Lansing, through the Lansing City Demonstration Agency agreed to pay the Lansing City Parks and Recreation Department a total of Eighteen Thousand Five Hundred and 00/100 Dollars, (\$18,500.00), a total compensation and reimbursement to be paid pursuant to the Contract as follows: "Personnel"—\$3,000.00; and "Other"—\$15,500.00; and

Whereas, Seidman and Seidman, Certified Public Accountants, have determined that payments were made for "Personnel" in the amount of \$20,743.00 which was in excess of those authorized in the budget and for "Other" in the amount of \$8,334.00 for a total of \$29,077.00; and

Whereas, as Seidman and Seidman, Certified Public Accountants, have determined that certain expenditures were charged to the account "Other" which could not be substantiated by formal approval of a "Citizen Advisory Committee" which was to have been established under the Contract provision; and

Whereas, Seidman and Seidman, Certified Public Accountants, have determined that, unless ratified by the City Council of the City of Lansing, these expenditures should be considered ineligible costs because they were in excess of those provided in the Contract budget;

Now, Therefore, Be It Resolved, that of total expenditures made by the City of Lansing Parks and Recreation Department against the Contract budget allocation which amounted to \$29,077.00, and which includes \$20,743.00 for "Personnel" and \$2,000.00 of a total of \$8,334.00 expended in the category "Other" which had not been substantiated by formal approval of the "Citizen Advisory Committee," these expenditures are hereby approved and ratified by the City Council of the City of Lansing;

Be It Further Resolved, that the Mayor and City Clerk are hereby directed to sign this Resolution on behalf of the City of Lansing after approval as to form by the City Attorney and after certification by the Director of Finance and the C.D.A. Fiscal Office as to the availability of funds.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the United States of America have entered into an Agreement to plan and develop a Community Development Program; and

Whereas, the Lansing Community Development plan provides for:

1. Youth Development Corporation (PN 131) for Two Hundred Thousand and 00/100 (\$200,000.00) Dollars.
2. Northside Athletic Recreation Club (PN 121) for Thirty Seven Thousand and 00/100 (\$37,000.00) Dollars.
3. Lansing Model Cities Federal Credit Union (PN 107) for Fifty Thousand and 00/100 (\$50,000.00) Dollars.
4. Community Mental Health Board to operate the Comprehensive Drug Treatment Program (PN 118) for Fifty Thousand and 00/100 (\$50,000.00) Dollars.
5. Friendship (PN 124), Humpty Dumpty (PN 170), Small Folks (PN 172), and Happy Day Day Care (PN 114) Centers for One Hundred Eighty-Nine Thousand and 00/100 (\$189,000.00) Dollars.
6. Greater Lansing Legal Aid Bureau (PN 113) for Thirty Thousand and 00/100 (\$30,000.00) Dollars.
7. Girl Scouts Special Area Program (PN 182) for Five Thousand and 00/100 (\$5,000.00) Dollars.
8. Child Abuse (PN 184) for Fifty Thousand and 00/100 (\$50,000.00) Dollars.
9. Resurrection Day Care (PN 185) for Forty Thousand and 00/100 (\$40,000.00) Dollars.
10. Tri-County Commission on Aging (PN 198) for One Hundred Thousand and 00/100 (\$100,000.00) Dollars.
11. American Red Cross to operate an Emergency Shelter Program (PN 183), for Five Thousand and 00/100 (\$5,000.00) Dollars.
12. Housing Assistance Foundation Community Resources Center (PN 105) for lease of the building, Thirty-Seven Thousand and 00/100 (\$37,000.00) Dollars.
13. Housing Assistance Foundation Community Resources Center (PN 105) for Sixty-One Thousand Five Hundred and 00/100 (\$61,500.00) Dollars.
14. New Way In for Thirty-Four Thousand Eight Hundred Thirty-Six and 00/100 (\$34,836.00) Dollars.

Whereas, the City of Lansing, through the Human Resources Department intends to Contract with said agencies for the

stated amounts upon availability of Community Development funds; and

Whereas, the Community Development allocation for said expenditures are not yet available; now, therefore, be it

Resolved, the Mayor and City Council of the City of Lansing do hereby reserve use of said money for these services for review and negotiation of the Contracts at the level of these Community Development allocations, pending release of said funds from the Department of Housing and Urban Development.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing through the City Demonstration Agency, has from time to time, entered into Contracts for Dental Services (PN—117), Project Listen (PN—10), Spanish Newspaper (PN—11), Spanish Library (PN—26), Spanish Radio (PN—34R), P.R.I.C.E. (PN—50), Career Education (PN—61), Indian Center (PN—38), Boy Scouts (PN—66), Jail Rehabilitation (PN—39); and

Whereas, the City of Lansing, has from time to time, entered into Equipment Contracts for said services with the Lansing School District, El Renacimiento, Sol de Atzlan, Michigan Indian Benefit Association, Ingham County and Boy Scouts of America; and

Whereas, the City of Lansing, through the Human Resources Department desires to extend said Equipment Contracts for continued use of this equipment as purchased through Model Cities funds for continuity of these previously contracted services, now, therefore be it

Resolved, that said Equipment Contracts are extended from June 30, 1975 to July 31, 1975.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the United States of America have entered into an Agreement to plan and develop a Community Development Program; and

Whereas, the Lansing Community Development plan provides for Day Care Services through Humpty Dumpty Latch Key; and

Whereas, the City of Lansing has, from time to time, entered into Contracts with said Contractor, through the Lansing City Demonstration Agency, for services; and

Whereas, the City of Lansing, through the Human Resources Department, desires to engage Humpty Dumpty Latch Key to perform certain services and activities in connection with said Community Development Program (PN-70); now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed Contracts on behalf of the City of Lansing after approval as to form by the City Attorney and after certification as to the availability of funds by the Finance Director of the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and Friendship Day Care Center, Inc. entered into a Contract effective from July 1, 1974 through September 30, 1974; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and Friendship Day Care Center, Inc. amended and extended on October 15, 1974 said Contract effective through June 30, 1975; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and Friendship Day Care Center, Inc. again amended said Contract on April 1, 1975; and

Whereas, the proposed amendment of said Contract is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed amendment of said Contract on behalf of the City of Lansing after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the United States of America have entered into an Agreement providing the City of Lansing with a grant to plan and develop a Community Development Program; and

Whereas, the City of Lansing, through the Human Resources Department, desires to engage Friendship Day Care Center, Incorporated to perform certain services and activities in connection with said Community Development Program; and

Whereas, a proposed Contract has been developed by and between the City of Lansing, through the Human Resources Department, and Friendship Day Care Center, Incorporated to provide for Day Care Services (PN-24); and

Whereas, said proposed Contract (effective from July 1, 1975 through October 31, 1975) is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and the City Clerk are hereby directed to sign said proposed Contract on behalf of the City of Lansing after approval as to form by the City Attorney and after certification as to the availability of funds by the Director of Finance.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and Small Folks Development Center, Inc. entered into a Contract effective from July 1, 1974 through June 30, 1975; and

Whereas, said Contract was amended on January 13, 1975; and

Whereas, said Contract was again amended on April 17, 1975; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and Small Folks Development Center, Inc. do mutually agree to again amend said Contract; now, therefore, be it

Resolved, that the Mayor and the City Clerk are hereby directed to sign said proposed Contract Amendment on behalf of the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the United States of America have entered into an Agreement providing the City of Lansing with a grant to plan and develop a Community Development Program; and

Whereas, the City of Lansing, through

the Human Resources Department, desires to engage the Happy Day Children's Center, Incorporated to perform certain services and activities in connection with said Community Development Program; and

Whereas, a proposed Contract has been developed by and between the City of Lansing, through the Human Resources Department, and Happy Day Children's Center, Incorporated to provide for Day Care Services (PN-14); and

Whereas, said proposed Contract (effective from July 1, 1975 through October 31, 1975) is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and the City Clerk are hereby directed to sign said proposed Contract on behalf of the City of Lansing after approval as to form by the City Attorney and after certification as to the availability of funds by the Director of Finance.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the United States of America have entered into an Agreement to plan and develop a Community Development Program; and

Whereas, the Lansing Community Development plan provides for day care services through Small Folks Development Center, Incorporated; and

Whereas, the City of Lansing has, from time to time, entered into Contracts with said Contractor, through the Lansing City Demonstration Agency, for services; and

Whereas, the City of Lansing, through the Human Resources Department, desires to engage Small Folks Development Center, Incorporated, to perform certain services and activities in connection with said Community Development Program, PN-72; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed Contract on behalf of the City of Lansing after approval as to form by the City Attorney and after certification as to the availability of funds by the Finance Director of the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Youth Development Corporation, Incorporated entered into a Contract on March 12, 1975 effective from January 1, 1975 through June 30, 1975; and

Whereas, the City of Lansing, through the City Demonstration Agency and the Youth Development Corporation, Incorporated do mutually desire to amend said Contract; now, therefore,

Be It Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed Contract amendment on behalf of the City of Lansing after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the United States of America entered into an Agreement providing the City of Lansing with a grant to plan and develop a Comprehensive City Demonstration Program; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Youth Development Corporation, Incorporated, from time to time, have entered into contracts designed to accomplish certain portions of said Comprehensive City Demonstration Program; and

Whereas, the City of Lansing and the United States of America have entered into an Agreement providing the City of Lansing with a grant to plan and develop a Community Development Program; and

Whereas, the City of Lansing, through the Human Resources Department, desires to engage the Youth Development Corporation, Incorporated to perform certain services and activities in connection with said Community Development Program; and

Whereas, a proposed Contract has been developed by and between the City of Lansing, through the Human Resources Department, and the Youth Development Corporation, Incorporated to provide for a YDC Garden Project (PN-131 B); and

Whereas, said proposed Contract (effective from July 1, 1975 through October 24, 1975) is to be funded by CDA residual allocations; and

Whereas, said proposed Contract is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and the City Clerk are hereby directed to sign said proposed Contract on behalf of the City of

Lansing after approval as to form by the City Attorney and after certification as to the availability of funds by the Director of Finance and the CDA Fiscal Officer.

By Councilman Anas—

That the contract be amended in paragraph 6 by changing the date from October 24, 1975 to August 31, 1975.

Adopted by the following vote:

Yeas: Councilmen Anas Belen, Blair, Ferguson, Gunther, May—6.

Nays: Councilmen Brenke, McKane—2.

The resolution as amended was adopted by the following vote:

Yeas: Councilmen Anas, Belen, Ferguson, Gunther, May—5.

Nays: Councilmen Blair, Brenke, McKane—3.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the United States of America entered into an Agreement providing the City of Lansing with a grant to plan and develop a Comprehensive City Demonstration Program; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Youth Development Corporation, Incorporated, from time to time, have entered into contracts designed to accomplish certain portions of said Comprehensive City Demonstration Program; and

Whereas, the City of Lansing and the United States of America have entered into an Agreement providing the City of Lansing with a grant to plan and develop a Community Development Program; and

Whereas, the City of Lansing, through the Human Resources Department, desires to engage the Youth Development Corporation, Incorporated to perform certain services and activities in connection with said Community Development Program; and

Whereas, a proposed Contract has been developed by and between the City of Lansing, through the Human Resources Department, and the Youth Development Corporation, Incorporated to provide for a YDC Program (PN-131); and

Whereas, said proposed Contract (effective from July 1, 1975 through July 31, 1975) is to be funded by CDA residual allocations; and

Whereas, said proposed Contract is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and the City Clerk are hereby directed to sign said proposed Contract on behalf of the City of Lansing after approval as to form by the City Attorney and after certification as to the availability of funds by the Director of Finance and the CDA Fiscal Officer.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing Model Cities Federal Credit Union, entered into a Contract effective from July 1, 1974 through September 30, 1974; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing Model Cities Federal Credit Union, amended and extended said Contract, effective from October 1, 1974 through June 30, 1975; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing Model Cities Federal Credit Union, further amended said Contract on April 8, 1975, and again on June 10, 1975; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing Model Cities Federal Credit Union, do mutually agree to further amend and extend said previously amended Contract through July 31, 1975; and

Whereas, funding for the proposed amendment of said Contract is to be provided through CDA residual allocations; now, therefore, be it

Resolved, that the Mayor and the City Clerk are hereby directed to sign said proposed amendment and extension of said Contract on behalf of the City of Lansing, after approval as to form by the City Attorney and after certification by the Director of Finance and the CDA Fiscal Officer as to the availability of funds.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the United States of America have entered into an Agreement to plan and develop a Comprehensive City Demonstration Program; and

Whereas, the City of Lansing has, from time to time, entered into Contracts with said Contractor, through the Lansing City Demonstration Agency, for services; and

Whereas, the City of Lansing, through the Human Resources Department desires to engage the Young Women's Christian Association of Greater Lansing to perform certain services and activities, PN-65; and

Whereas, funding for said Contract is to be provided from CDA residual allocations; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed Contract on behalf of the City of Lansing after approval as to form by the City Attorney and after certification as to the availability of funds by the Finance Director of the City of Lansing and the CDA Fiscal Officer.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the United States of America have entered into an Agreement to plan and develop a Community Development Program; and

Whereas, the Lansing Community Development Plan provides for supervised "drop-in" recreation program through the Young Women's Christian Association; and

Whereas, the City of Lansing has, from time to time, entered into Contracts with said Contractor, through the Lansing City Demonstration Agency, for services; and

Whereas, the City of Lansing, through the Human Resources Department, desires to engage the Young Women's Christian Association to perform certain services and activities in connection with said Community Development Program; and

Whereas, funding for said Contract is to be provided through CDA residual allocations; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed Contract on behalf of the City of Lansing after approval as to form by the City Attorney and after certification as to the availability of funds by the Director of Finance and the CDA Fiscal Officer.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency and the Lansing School District entered into a Contract August 5, 1974, effective from August 1, 1974 through June 30, 1975, to provide a Teacher Corps Program; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing School District did mutually agree to amend said Contract on June 25, 1975; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing School District do mutually agree to again amend said Contract; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed amendment of said Contract on behalf of the City of Lansing after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the United States of America have entered into an Agreement to plan and develop a Comprehensive City Demonstration Program; and

Whereas, the City of Lansing has, from time to time, entered into Contracts with said Contractor, through the Lansing City Demonstration Agency, for services; and

Whereas, the City of Lansing, through the City Demonstration Agency which shall become the Human Resources Department, desires to engage the Lansing School District to perform certain services and activities, PN-25; and

Whereas, funding for said contract is to be provided from CDA residual allocations; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said proposal on behalf of the City of Lansing after approval as to form by the City Attorney and after certifications as to the availability of funds by the Finance Director of the City of Lansing and the CDA Fiscal Officer.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing School District entered into a Contract previously consummated which will terminate on June 30, 1975; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing School District, do mutually agree to amend said Contract; and

Whereas, the proposed amendment of said Contract is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed amendment of said Contract on behalf of the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the United States of America have entered into an Agreement to plan and develop a Community Development Program; and

Whereas, the Lansing Community Development plan provides for a special summer block recreational program through the Michigan Capitol Girl Scout Council, Inc.; and

Whereas, the City of Lansing, through the Human Resources Department, desires to engage the Michigan Capitol Girl Scout Council, Inc. to perform certain services and activities in connection with said Community Development Program, PN-81; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed Contract on behalf of the City of Lansing after approval as to form by the City Attorney and after certification as to the availability of funds by the Finance Director of the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency and the Northside Athletic and Recreation Club entered into a Contract effective from July 1, 1974 through September 30, 1974; and

Whereas, the City of Lansing, through

the Lansing City Demonstration Agency, and the Northside Athletic and Recreation Club, mutually agreed to amend and extend said Contract for the period from July 1, 1974 through June 30, 1975; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Northside Athletic and Recreation Club, mutually agreed to amend said Contract on May 6, 1975; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Northside Athletic and Recreation Club, have mutually agreed to again amend said Contract and to extend through July 31, 1975; and

Whereas, the proposed amendment and extension to said Contract is hereby approved by the City Council of the City of Lansing; and

Whereas, said proposed amendment is to be funded through CDA residual allocations; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign the attached Contract as amended after approval as to form by the City Attorney and after certification as to the availability of funds by the Director of Finance of the City of Lansing and by the CDA Fiscal Officer.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Brenke, Ferguson, Gunther, May, McKane—7.

Nays: Councilman Blair—1.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the United States of America have entered into an Agreement providing the City of Lansing with a grant to plan and develop a Comprehensive City Demonstration Program; and

Whereas, the City of Lansing, through the Human Resources Department and the Community Mental Health Board have developed a proposed Contract to provide for a Comprehensive Drug Treatment Program, PN-118; and

Whereas, said proposed Contract is hereby approved by the City Council of the City of Lansing; and

Whereas, the funding for said Contract is to be provided through CDA residual allocations; now, therefore, be it

Resolved, that the Mayor and the City Clerk are hereby directed to sign said proposed Contract on behalf of the City of Lansing after approval as to form by the City Attorney and after certification as to the availability of funds by the Director

of Finance and CDA Fiscal Officer.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, a proposed Contract has been developed by and between the City of Lansing through the Human Resources Department and the Housing Assistance Foundation/Community Resources Center to provide a comprehensive program of economic, social and consumer services; and

Whereas, the City of Lansing, through the HRD, desires to engage the Contractor to perform certain services and activities in connection with said Community Development Program through Model Cities funds; and

Whereas, this Contract contains an addendum and extension for match funds between Housing Assistance Foundation/Community Resources Center and the Michigan Department of Social Services; and

Whereas, said proposed Contract (effective from July 1, 1975 through September 30, 1975) is hereby approved by the City Council of the City of Lansing; and

Whereas, said Contract is to be funded through CDA residual allocations; now, therefore, be it

Resolved, that the Mayor and the City Clerk are hereby directed to sign said proposed Contract on behalf of the City of Lansing, after approval as to form by the City Attorney and after certification by the Director of Finance and the CDA Fiscal Officer as to the availability of funds.

By Councilman Belen—

That the contract be amended by striking (300 Lansing Area residents) and inserting "1500 units."

Adopted by the following vote:

Unanimously.

The resolution as amended was adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through

the Lansing City Demonstration Agency, and the Ingham County Health Department entered into a Contract dated July 29, 1974, effective from July 1, 1974 through September 30, 1974; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Ingham County Health Department did mutually agree to extend said Contract through October 31, 1974; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Ingham County Health Department did mutually agree to amend and again extend said Contract through June 30, 1975; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Ingham County Health Department did mutually agree on June 10, 1975 to again amend said Contract; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Ingham County Health Department do mutually agree to again amend said Contract to include Community Development funds; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed amendment of said Contract on behalf of the City of Lansing, after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, pursuant to 45 Code of Federal Regulations, Section 226, 220 and 222, the Michigan Department of Social Services is authorized to enter into a Contract with the City of Lansing, through the Lansing City Demonstration Agency (which shall become the Human Resources Department) to purchase social services; and

Whereas, the Lansing City Demonstration Agency intends that Six Thousand Four Hundred Eighty-Four and 00/100 Dollars (\$6,484.00) of the funds should be contracted with the Housing Assistance Foundation/Community Resources Center (PN-5) for match funds for a consumer services program for Tri-County Social Services recipients; and

Whereas, the Housing Assistance Foundation/Community Resources Center has prepared an addendum to its current agreement to the Michigan Department of Social Services for said services; now, therefore, be it

Resolved, that the City Council of the City of Lansing hereby concurs with the

Housing Assistance Foundation/Community Resources Center addendum for a consumer services program for Tri-County Social Services recipients and authorizes its submission to the Michigan Department of Social Services; and be it

Further Resolved, that the City Council of the City of Lansing hereby concurs with the City Demonstration Agency to approve the use of Six Thousand Four Hundred Eighty-Four and 00/100 Dollars (\$6,484.00) Model Cities residual funds for an addendum to its current Donated Fund Agreement and Purchase of Service Agreement with the Michigan Department of Social Services for said purpose with the Housing Assistance Foundation/Community Resources Center; and be it

Further Resolved, that the Mayor and City Clerk are hereby directed to sign the subsequent Donated Fund Agreement Addendum on behalf of the City of Lansing, after approval as to form by the City Attorney and after certification by the Director of Finance and the CDA Fiscal Officer as to the availability of funds.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the United States of America have entered into an Agreement to plan and develop a Community Development Program; and

Whereas, the Lansing Community Development plan provides for health care services through the Ingham County Health Department; and

Whereas, the City of Lansing has, from time to time, entered into Contracts with said Contractor, through the Lansing City Demonstration Agency for services; and

Whereas, the City of Lansing, through the Human Resources Department, desires to engage the County of Ingham, through the Ingham County Health Department to perform certain services and activities, PN-217, in connection with said Community Development Program; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed Contract on behalf of the City of Lansing after approval as to form by the City Attorney and after certification as to the availability of funds by the Finance Director of the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the United States of America have entered into an Agreement to plan and develop a Community Development Program; and

Whereas, the Lansing Community Development Plan provides for legal services to target area residents; and

Whereas, the City of Lansing, through the Human Resources Department desires to engage the Greater Lansing Legal Aid Bureau to perform certain services and activities in connection with said Community Development Program; and

Whereas, a proposed Contract for the performance of said services and activities has been prepared; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said Contract contingent upon approval as to form by the City Attorney and certification as to the availability of funds by the Director of Finance of the City of Lansing.

Lost by the following vote:

Yeas: Councilmen Ferguson, McKane—2.

Nays: Councilmen Anas, Belen, Blair, Brenke, Gunther, May—6.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the United States of America have entered into an Agreement to plan and develop a Comprehensive City Demonstration Program; and

Whereas, the City of Lansing has, from time to time, entered into Contracts with said Contractor, through the Lansing City Demonstration Agency for services; and

Whereas, the City of Lansing, through the Human Resources Department, desires to engage New Way In, Incorporated, to perform a Young Adult Offender Program, PN-142B; and

Whereas, funding for said Contract is to be provided from CDA residual allocations; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed Contract on behalf of the City of Lansing after approval as to form by the City Attorney and after certification as to the availability of funds by the Finance Director of the City of Lansing and the CDA Fiscal Officer.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the United States of America entered into an Agreement providing the City of Lansing with a grant to plan and develop a Comprehensive City Demonstration Program; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Youth Development Corporation, Incorporated, from time to time, have entered into contracts designed to accomplish certain portions of said Comprehensive City Demonstration Program; and

Whereas, the City of Lansing and the United States of America have entered into an Agreement providing the City of Lansing with a grant to plan and develop a Community Development Program; and

Whereas, the City of Lansing, through the Human Resources Department, desires to engage the Youth Development Corporation, Incorporated to perform certain services and activities in connection with said Community Development Program; and

Whereas, a proposed Contract has been developed by and between the City of Lansing, through the Human Resources Department, and the Youth Development Corporation, Incorporated to provide for a Family Counseling Center (PN-131 C); and

Whereas, said proposed Contract (effective from July 1, 1975 through June 30, 1976) is to be funded by CDA residual allocations; and

Whereas, said proposed Contract is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and the City Clerk are hereby directed to sign said proposed Contract on behalf of the City of Lansing after approval as to form by the City Attorney and after certification as to the availability of funds by the Director of Finance and the CDA Fiscal Officer.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Brenke, Ferguson, Gunther, May, McKane—7.

Nays: Councilman Blair—1.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That the Director of Finance is hereby authorized and directed to invest in U. S. Treasury Bills, U. S. Government Agencies, Certificates of Deposit and Banker's Acceptances, whichever security provides the highest rate of return, with surplus City

funds for the fiscal year ending June 30, 1976.

That the Director of Finance is authorized to sell any of these securities at any time to meet current obligations of the City.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows:

\$ 10,000.00 from Emergency Fund
A/C 101-940-000-962

\$ 10,000.00 to Regional Activity Center/Corridor Transportation
A/C 101-934-180-969

\$143,100.00 from U.S. 127 Mich. Ave. No.
A/C 401-452-010-974.681

400,000.00 from Capital City Bridge
A/C 401-452-010-974.687

200,000.00 from Widen Washington Bridge
A/C 401-452-010-974.689

11,086.87 from Administrative Expense
A/C 401-452-010-974.690

110,923.00 from M-99 Logan
A/C 401-452-010-974.680

419,535.69 from 1969 Streets fund Balance
A/C 401-000-000-390.04

\$642,595.13 to Aurelius Road Extension
A/C 401-452-010-974.683

562,050.43 to Pleasant Grove Road Extension
A/C 401-452-010-974.684

80,000.00 to Michigan Ave. Bridge
A/C 401-452-010-974.686

\$138,470.40 from Pleasant Grove Extension
A/C 401-787-000-974.684

295.31 from Administration Expense
A/C 401-787-000-974.621

17,509.72 from Consulting Engineering Fees
A/C 401-787-000-974.633

.58 from Holmes Drain
A/C 401-787-000-974.628

3,723.99 from Knight Drain
A/C 401-787-000-974.630

\$160,000.00 to Church Drain
A/C 401-787-000-974.623

\$250,000.00 from Public Housing Sites
A/C 401-787-010-974.673

65,154.96 from Administration Expense
A/C 401-787-010-974.674

115,000.00 from Kalamazoo St.
A/C 401-787-010-974.664

\$125,000.00 to Bolter Drain Extension
A/C 401-787-010-974.666

5,058.72 to Waverly-Miller
A/C 401-787-010-974.667

96.24 to Lake Lansing US-127
A/C 401-787-010-974.668

50,000.00 to Miller-Edgewood
A/C 401-787-010-974.669

250,000.00 to Jolly-Waverly
A/C 401-787-010-974.672

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

JOHN T. ANAS,
JACK D. GUNTHER,
TERRY J. McKANE,
JAMES D. BLAIR,
WILLIAM A. BRENKE,
Committee on Finance.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT III

By Committee on Public Service
and Highways—

Resolved by the City Council of the City of Lansing:

That the special assessment roll for Curb and Gutter:

Assessment Roll No. 253

PS 58016—C & G

Property Benefited: All lands fronting on Stoneleigh Drive from the S. plat line Tammany Hills Subd. to the S. end of street, excepting all public streets and alleys and other lands deemed not benefited.

Assessment Roll No. 253

PS 14086—C & G

Property Benefited: All lands fronting on the South side of Tecumseh River Dr. between Westbury and Dillingham (Parkside Subd.), excepting all public streets and alleys and other lands deemed not benefited.

Assessment Roll No. 253

PS 64103—C & G

Property Benefited: All lands fronting on Richmond St. from W. Jolly Rd. to Reo Rd., excepting all public streets and alleys and other lands deemed not benefited.

Assessment Roll No. 253

PS 25038—C & G

Property Benefited: All lands fronting on Theodore Street from Cawood to Comfort St., excepting all public streets and alleys and other lands deemed not benefited.

The revised estimated expense of said improvements based upon construction bids are as follows:

Project No. PS 58016

Assessment Roll No. 253

Intersection and City Contributions	\$ 4,327.44*
Assessable to Property Owners	32,583.60
Total Project Cost	\$36,911.04

*City's Share Breakdown:

\$2,554.80 from C & G Acct. 203,452,040.-974.000

\$1,772.64 from Storm Sewer Acct. 101.-936,010,974.000

returned by the City Assessor be received and placed on file, and the City Clerk be directed to publish a notice thereof by publication in a local newspaper five days in accordance with Section 28-17, of Chapter 28 of the Code of Ordinances.

Resolved Further, that the City Council will meet at the Council Rooms on Monday, the 14th day of July, 1975 at 7:30 o'clock p.m. for the purpose of reviewing said assessment roll.

All a part of the 1975 Curb and Gutter Contract, PS 58016.

I hereby certify that funds are available and encumbered for the City of Lansing's share of said project.

EDWARD PERRY,
City Controller.

Adopted by the following vote:

Unanimously.

By Committee on Public Service
and Highways—

Resolved by the City Council of the City of Lansing:

That the special assessment roll for Storm and Sanitary Sewers:

Assessment Roll No. 251

PS 75088—Storm & Sanitary

Property Benefited: All lands fronting on Hughes Road from Jolly Road to the south line of Lot No. 155 of Maple Grove Farms No. 3, excepting all public streets and alleys and other lands deemed not benefited.

Assessment Roll No. 251

PS 75088—Storm & Sanitary

Property Benefited: All lands fronting on Moffitt Street from Easterly end to the Westerly end, excepting all public streets and alleys and other lands deemed not benefited.

Assessment Roll No. 251

PS 37025—Sanitary Repair

Property Benefited: All lands fronting on Prospect Street between Clifford and Lathrop Street, excepting all public streets and alleys and other lands deemed not benefited.

The revised estimated expense of said improvements based upon construction bids are as follows:

Project No. PS 75088

Assessment Roll No. 251

STORM

Intersection and City Contribution	\$27,059.97
Assessable to Property Owners	71,636.50
Total Project Cost	\$ 98,696.47

SANITARY

Intersection and City Contribution	\$ 9,418.42
Assessable to Property Owners	0.00
Total Project Cost	\$ 9,418.42

TOTAL COST

Intersection and City Contribution	\$ 36,478.39
Assessable to Property Owners	71,636.50
Total Project Cost	\$108,114.89

returned by the City Assessor be received and placed on file, and the City Clerk be directed to publish a notice thereof by

publication in a local newspaper five days in accordance with Section 28-17, of Chapter 28 of the Code of Ordinances.

Resolved Further, that the City Council will meet at the Council Rooms on Monday, the 14th day of July, 1975, at 7:30 o'clock p.m. for the purpose of reviewing said assessment roll.

All a part of the Hughes-Prospect and Other Storm and Sanitary Sewers, PS 75088.

I hereby certify that funds are available and encumbered for the City of Lansing's share of said project.

EDWARD PERRY,
City Controller.

Adopted by the following vote:

Unanimously.

ZONINGS

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars,

That property described as:

Z-22-75—600 West Shiawassee Street,

be rezoned from "D" Apartment District to "D-1" Professional Office District and the "Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 21st day of July, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$765,089.40.

Signed:

JOHN T. ANAS,
TERRY J. MCKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

That the rule prescribed in Sec. 5.5 (g) of the Charter relative to considering business not on the agenda, be waived.

Carried.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the Housing and Community Development Act of 1974, requires that the City of Lansing file a Community Development Application which includes a community development plan summary, a housing assistance plan, an activity budget and various other assurances and attachments; and

Whereas, the City of Lansing held five public hearings to enable citizens to express their desires regarding policy priorities; and these priorities, within the constraints of HUD guidelines and dollar limitations, were incorporated into the application and supporting documents; and

Whereas, pursuant to the procedures mandated by applicable Federal regulations, the City submitted its Community Development application as approved by the Mayor and City Council on February 24, 1975, to the Detroit Area Office of HUD on April 14, 1975; and

Whereas, in a communication received on June 25, 1975, Mr. Elmer C. Binford, Detroit Area Office Director, informed Mayor Gerald W. Graves that the City's Community Development Application in the amount of \$6,189,000 was unconditionally approved; and

Whereas, certain forms must be completed by the City of Lansing to formally accept in a timely fashion the \$6,189,000 sought in the Community Development Block Grant Application;

Now, Therefore, Be It Resolved, that Mayor Gerald W. Graves is authorized and directed by the City Council to sign the Acceptance form for the Community Development Block Grant as contained in the

attachments to Mr. Binford's communication of June 18, 1975; and

Be It Further Resolved, that the Acting Director of the Community Development Management Office is authorized to transmit the executed Acceptance form and any other documentation as may be required by HUD on behalf of the City of Lansing.

Adopted by the following vote:

Unanimously.

By Councilman Belen—

Resolved by the City Council of the City of Lansing:

That the appointment of Mrs. Jane E. Weirman, 2014 Sunnyside, to the Airport Authority Board for a term ending October 14, 1976, be confirmed.

Carried.

James Hart, 753 Princeton Ave., spoke relative parking problem.

Referred to Planning Board.

Elsie Smith, 1060 N. Cedar St., spoke relative to gardens.

Councilman Brenke spoke relative vandalism at Clifford Park.

Council adjourned at 11:15 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

June 30, 1975

F/B

CITY CLERK'S OFFICE
Room 921, City Hall
Lansing, Michigan 48933

BULK RATE
U. S. POSTAGE
PAID
Permit No. 1461
Lansing, Michigan

Address Correction Requested

583

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, July 7, 1975

CITY COUNCIL ROOMS

July 2, 1975

Lansing, Michigan

Miss Theo Fulton

July 7, 1975

Lansing City Clerk

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

9th Floor, City Hall

Lansing, Michigan

Present: Councilmen Anas, Belen, Blair, Brenke, Ferguson, Gunther, May, McKane—8.

Dear Miss Fulton:

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Jack Gunther.

Pledge of Allegiance was given by members of Scout Troop No. 422 of Beekman Center.

The record of the previous session was approved as printed.

Attached is a copy of my veto message as it relates to the approval of the Contract between the City of Lansing, through the Human Resources Department, and New Way In, Inc., as approved by the City Council on Monday, June 30, 1975. It is submitted to you in accordance with Section 6.8 of Chapter 6 of the City Charter.

Sincerely,

GERALD W. GRAVES,
Mayor.

July 2, 1975

Hon. Mayor Pro-Tem and Members
of the Lansing City Council
City Hall
Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

On Monday, June 30, 1975, you approved a Contract between the City of Lansing, through the Human Resources Department and the New Way In, Inc. From the copy of the Contract, received by my office on June 26, the cost amounts to \$103,267.

Though the Contract provides \$60,197 for Personnel, \$1,210 for Professional Services, \$2,040 for Travel and Conference, \$9,375 for Rent, \$17,320 for "Consumable Supplies" and \$11,637 for equipment, there is no detailed breakdown provided as to the number of persons to be employed, salaries, etc. I object to this approach, to the lack of time given to study this matter, to the confusion you displayed in the passage of the Contract and to the overall disregard when using taxpayers money.

Therefore, I invoke Section 6.8 of Chapter 6 of the City Charter, that grants veto power to the Mayor over matters adopted by the City Council. In accordance with this provision, and for the reasons heretofore mentioned I place my veto over the contract in question.

Sincerely,

GERALD W. GRAVES,
Mayor.

By Councilman Anas (Ferguson)—

That the Mayor's veto be overridden.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Ferguson, Gunther, May, McKane—6.

Nays: Councilmen Blair, Brenke—2.

July 2, 1975

Miss Theo Fulton
Lansing City Clerk
9th Floor, City Hall
Lansing, Michigan
Dear Miss Fulton:

Attached is a copy of my veto message as it relates to the approval of the Contract between the City of Lansing, through the Human Resources Department, and the Youth Development Corp., Inc. (PN-131C), as approved by the City Council on Mon-

day, June 30, 1975. It is submitted to you in accordance with Section 6.8 of Chapter 6 of the City Charter.

Sincerely,

GERALD W. GRAVES,
Mayor.

July 2, 1975

Hon. Mayor Pro-Tem and Members
of the Lansing City Council
City Hall
Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

On Monday, June 30, 1975, you approved a Contract between the City of Lansing, through the Human Resources Department and the Youth Development Corp., Inc. (PN-131C). From the copy of the Contract, received by my office on June 26, the cost amounts to \$80,000.

Though the Contract provides \$68,256 for Personnel, \$4,312 for Professional Services, \$2,289 for Travel and Conference and \$2,643 for Rent, there is no detailed breakdown as to the number of persons to be employed, salaries, etc. I object to this approach, to the lack of time given to study this matter, to the confusion you displayed in the passage of the Contract and to the overall disregard when using taxpayers money.

Therefore, I invoke Section 6.8 of Chapter 6 of the City Charter, that grants veto power to the Mayor over matters adopted by the City Council. In accordance with this provision, and for the reasons heretofore mentioned, I place my veto over the Contract in question.

Sincerely,

GERALD W. GRAVES,
Mayor.

By Councilman Anas (Ferguson)—

That the Mayor's veto be overridden.

Adopted by the following vote:

Yeas: Councilman Anas, Belen, Brenke, Ferguson, Gunther, May, McKane—7.

Nays: Councilman Blair—1.

July 2, 1975

Miss Theo Fulton
Lansing City Clerk
9th Floor, City Hall
Lansing, Michigan

Dear Miss Fulton:

Attached is a copy of my veto message as it relates to the approval of the Con-

tract between the City of Lansing, through the Human Resources Department and the Community Mental Health Board, as approved by the City Council on Monday, June 30, 1975. It is submitted to you in accordance with Section 6.8 of Chapter 6 of the City Charter.

Sincerely,

GERALD W. GRAVES,
Mayor.

July 2, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

On Monday, June 30, 1975, you approved a Contract between the City of Lansing through the Human Resources Department and the Community Mental Health Board. This contract was received by my office just four days before it was approved, and though I cannot provide you with the contract number inasmuch as it was submitted to my office with that number being cut from the top, it deals with the Comprehensive Drug Treatment Program.

In reviewing a past contract approved by you I took note of the fact that funds were provided for the "Horizon" Crisis Center and the Westside Crisis Center, to "maintain and operate a stipend program for both clients and volunteers." A "drug-user," in today's language, is now called a "client," and you have permitted those individuals to receive a stipend (payment of money) to appear at a drug center. Gary Acker, a Model Cities employee, furnished the following to me after I questioned the aforementioned.

Year 1972-73—Acct. No. 9653	
Stipend	\$ 8,375.00
Year 1973-74—Acct. No. 9653	
Stipend	9,030.00
Year 1974-75—Acct. No. 9109	
Professional Services	4,440.00
TOTAL	\$21,845.00

The above matter listed as "Professional Services" is the new procedure for the payment being made to the client (drug-user) and to the other volunteers, who are now listed as contract workers.

In the past, and because of the tremendous number of vehicles which have violated the parking ordinance on West Ottawa Street at Logan, I questioned who the so-called "clients" were using that facility and their addresses, so that we

might determine how many out-of-city people will be served. The answer? "It is confidential" and you cannot have it as a government official.

Having received the contract in question late on June 26, and having no time to study its contents, I object to the "fast passage" by you and I invoke Section 6.8 of Chapter 6 of the City Charter, that grants veto power to the Mayor over matters adopted by the City Council. In accordance with this provision, and for the reasons heretofore mentioned, I place my veto over the contract in question.

Sincerely,

GERALD W. GRAVES,
Mayor.

By Councilman Anas (Blair)—

That the Mayor's veto be overridden.

Carried.

May 2, 1975

Miss Theo Fulton

Lansing City Clerk

9th Floor, City Hall

Lansing, Michigan

Dear Miss Fulton:

Attached is a copy of my veto message as it relates to the approval of the Contract between the City of Lansing, through the Human Resources Department and the Youth Development Corp., Inc. (Garden Project), as approved by the City Council on Monday, June 30, 1975. It is submitted to you in accordance with Section 6.8 of Chapter 6 of the City Charter.

Sincerely,

GERALD W. GRAVES,
Mayor.

July 2, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

On Monday, June 30, 1975, you approved a contract between the City of Lansing through the Human Resources Department and the Youth Development Corp., Inc. (Garden Project). From the copy of the Contract, PN-131B, received by my office just four days earlier, the cost is esti-

mated to be \$34,025, of which \$18,451 is to be provided with Federal dollars. The matter is absurd, a waste, and an abuse of taxpayers hard-earned dollars. Therefore, I invoke Section 6.8 of Chapter 6 of the City Charter, that grants veto power to the Mayor over matters adopted by the City Council. In accordance with this provision, and for the reasons heretofore mentioned and hereafter listed, I place my veto over the Contract in question.

In analyzing this Contract, and your actions, I note the following:

—The overall garden plot of the Department of Parks and Recreation totals 4.3 acres, of which only 1.06 acres, according to the Parks Department, is being used by the United Brotherhood for the so-called Model Cities farm, while 81 families use 2.70 acres, the balance not being used.

—The Contract calls for the project to provide "at least seventy (70) Senior Citizens, handicapped persons and/or low income families in the Lansing area with fresh grown vegetables.

It is true that you adjusted the Contract downward, but if such a Contract were extended for 100 acres it would amount to \$3,402,500. I submit that these vegetables, for the number of persons to be served, will cost \$486 per person. I submit also that there are a number of marginal farmers in the Greater Lansing Area who would be more than happy to provide all the summer vegetables that 70 persons can eat for \$34,025, or if projected on a 100 acre basis, all the vegetables 700 people could eat for \$3,402,500.

In the past, I never thought you could top the Ministerial Alliance Laundry, which went bankrupt, or the Citizens Congress, which everyone knew smelled worse than the garbage during the on-going New York City wildcat walk-out of refuse collectors, but I think you have outdone them both in this Contract.

If the intent is to pay 15 Lansing youths to gain agriculture educational experience, that too is a fallacy. Having spent a number of summers on a farm, and having just visited the so-called Model Cities farm, it was appalling to see 1.06 acres of poorly tilled soil, mustard seed all over the place, yellow beans 2-4" tall, radishes not thinned and basically tops, cabbage plants barely started, tomato plants under-planted and scrawny, snow peas (used in Cantonese food) already withering, but with no crop, corn 2-4" tall, and so forth. During my tour, I was shown some "lettuce," which in fact were cabbage plants; "peas," which in fact were string beans; and some "corn," which in fact was weed grass. I would suggest that if the 15 youths are to receive some dignity, and a true educational experience in the tilling of the soil, then Model Cities should be required to come up with a project which can succeed.

In regard to some of the other plots being taken care of my individual citizens,

there were some excellent ones and some bad ones. It is obvious that these individuals have planted out of need, a desire to get back to the soil, or to get some experience in the field. However, they are using their own finances and taking a chance, not someone else's tax dollars.

Sincerely,

GERALD W. GRAVES,
Mayor.

By Councilman Ferguson (McKane)—

That the Veto be sustained.

Carried.

July 2, 1975

Miss Theo Fulton

Lansing City Clerk

9th Floor, City Hall

Lansing, Michigan

Dear Miss Fulton:

Attached is a copy of my veto message as it relates to the approval of the Contract between the City of Lansing, through the Human Resources Department, and the Youth Development Corp., Inc., as approved by the City Council on Monday, June 30, 1975. It is submitted to you in accordance with Section 6.8 of Chapter 6 of the City Charter.

Sincerely,

GERALD W. GRAVES,
Mayor.

July 2, 1975

Hon. Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

On Monday, June 30, 1975, you approved a Contract between the City of Lansing, through the Human Resources Department, and the Youth Development Corp., Inc. From the copy of the Contract, PN-131, received by my office on June 26, the cost amounts to \$200,000.

Though the above Contract provides \$176,492 for Personnel, \$2,000 for Professional Services, \$900 for Travel and Conference and \$16,000 for rent, there is no detailed breakdown provided as to the number of persons to be employed, salaries, etc. I object to this approach, to the lack

of time given to study this matter, to the confusion you displayed in the passage of the Contract and to the overall disregard when using taxpayers money.

Therefore, I invoke Section 6.8 of Chapter 6 of the City Charter, that grants veto power to the Mayor over matters adopted by the City Council. In accordance with this provision, and for the reasons heretofore mentioned, I place my veto over the Contract in question.

Sincerely,

GERALD W. GRAVES,
Mayor.

By Councilman Anas—

That this be referred to the City Attorney for clarification of veto.

Carried.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

SIGN ERECTOR—City Sign Service, Inc.

PUBLIC DRIVER—Charles E. Chisolm, Jr.

Referred to Committee on Ordinance and Contracts.

Eaton County Treasurer submits amount of delinquent taxes collected in May, 1975.

Received and placed on file.

Claims filed by:

Reed C. Fowler for damage to automobile due to striking a protruding median.

Edward H. Buxton for damage to automobile due to hitting a hole in street at Walnut and Kalamazoo Streets.

Referred to City Attorney and Public Service Department.

Petition filed for rezoning:

Z-30-75—Lot 3, Block 3 of Stebbins-Moore Replat on Lots 1 and 2, Block 13 and Lot 2, Block 20 of Townsend's Subdivision, of the North part of Section 20, City of Lansing, Ingham County, Michigan, from "B" One Family Residence District to "I" Heavy Industrial District—(904 Birch Street).

Referred to Planning Board.

Petition filed in protest to rezoning petitions Z-5 and Z-6, 1975 properties on Newark Street.

Referred to Committee on Planning.

Midway Realty Company offers property to city at 5929 Executive Drive.

Referred to Committee on Buildings and Properties.

Michigan Capitol Girl Scout Council, Inc. submits schedule for block camp summer program.

Referred to Committee on City Affairs and Committee on Parks and Recreation.

Letters received in regard to traffic situation that exists at Pennsylvania Ave. and South Cedar Street intersection from:

Holt Business and Professional Association.

Charter Township of Delhi.

Referred to Traffic Board, Committee on Public Safety and Committee on Public Service and Highways.

Letter from James M. Edwards, Atty. for Richard Baker, requesting a hearing date.

Referred to Mayor's Office, City Attorney and Committee of the Whole.

Manager of Commerce Center Building requests the designation of the south side of Washtenaw, the north side of the building as a "Loading Zone."

Referred to Traffic Board.

REPORT OF COMMITTEE

The Committee on ORDINANCE AND CONTRACTS approves the following applications and bonds for licenses:

SIGN ERECTOR—City Sign Service, Inc.

PUBLIC DRIVER—Charles E. Chisolm, Jr.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

July 1, 1975

To the Honorable Mayor
and Members of the City Council
City of Lansing
Gentlemen:

I herewith report that I have given to the City Assessor an itemized list of private properties which had trash and debris removed by the City of Lansing in the amount of \$650.67 for the year 1975, to be assessed on the December, 1975 Tax Roll.

Respectfully submitted,

JAMES W. KZESKI,
Building Commissioner,
City of Lansing.

Received and placed on file.

July 2, 1975

Honorable Mayor and
City Council
City of Lansing
Lansing, Michigan
Gentlemen:

I herewith report that I have given to the City Assessor an itemized list of a residence demolished by the Building Department in the amount of \$1,020.00, to be distributed on assessment roll No. 18-K.

Respectfully submitted,

JAMES W. KZESKI,
Building Commissioner,
City of Lansing.

Received and placed on file.

July 1, 1975

Gerald W. Graves
Mayor, City of Lansing
Lansing City Council Members
Honorable Mayor and Council Members:

This office has been advised by the Department of Housing and Urban Development that the City of Lansing has been awarded a grant of \$33,645 under the Comprehensive Planning Assistance Program (701). The total grant equals \$50,468 with \$16,823 to be provided by staff services of the Planning and Finance Departments with a cash match of \$33,645 to be pro-

vided by HUD. The period of the grant will be from July 1975 through June 1976.

Sincerely,

GEORGE S. LOKKEN,
Program Coordinator.

Referred to Committee of the Whole.

July 3, 1975

Honorable Mayor and City Council
City Hall
Lansing, Michigan

Gentlemen:

Attached is Change Order No. 3, submitted by Clark Construction Company, Inc., on the Wastewater Treatment Plant Additions, Contract No. 72-S-2(R), decreasing the amount of the contract by \$9,213.40, due to required alterations at the Wastewater Treatment Plant.

I would recommend approval of this Change Order.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred Change Order No. 3, submitted by Clark Construction Co., Inc., on the Wastewater Treatment Plant Additions, Contract No. 72-S-2(R), decreasing the amount of the contract by \$9,213.40, due to required alterations at the Wastewater Treatment Plant, reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

July 3, 1975

Committee of the Whole

Lansing City Council

10th Floor, City Hall

Lansing, Michigan

Re: Financial Security
Sunset Hills No. 6

Gentlemen:

As required by Section 37-35 of Chapter 37 of the Code of Ordinances of the City of Lansing, Michigan, I request the release of all remaining financial security held in escrow by the Bank of Lansing on the above mentioned subdivision.

Per the attached memorandum, the City Engineer has stated that all improvements have been completed and accepted for city maintenance.

Respectfully submitted,

JAMES W. DOWSETT,
Director of Finance.

Referred to Committee on Finance.

REPORT OF COMMITTEE

The Committee on FINANCE, to whom was referred the request of the Director of Finance to release all of the remaining financial security held in escrow by the Bank of Lansing on Sunset Hills No. 6 Subdivision, report as follows:

That the request of the Director of Finance be approved.

Signed:

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
JAMES D. BLAIR,
Committee on Finance.

By Councilman Anas—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

June 30, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: B-75-354 C.B.D. and Potter
Park Docking Facilities

Gentlemen:

Two bids for the C.B.D. and Potter Park Docking Facilities were opened at 3:00 P.M., E.D.T. on Tuesday, June 3, 1975.

We recommend acceptance of the low bid submitted by the Hanel-Vance Construction Company in the amount of \$3,735.00 for the Potter Park Lagoon Excavation. Due to the other two items exceeding the budget, we recommend that they be rejected. It is our intention to rebid the River Street Boat Launch at a later date.

Respectfully submitted,

VAUGHAN L. MCKINCH,
Purchasing Director,

THEODORE J. HASKELL,
Parks and Recreation Director.

Referred to Committee on Parks and Recreation.

REPORT OF COMMITTEE

The Committee on PARKS AND RECREATION, to whom was referred the recommendation of the Purchasing Director and the Director of Parks and Recreation that the low bid submitted by Hanel-Vance Construction Company in the amount of \$3,735.00 for the Potter Park Lagoon Excavation be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Director of Parks and Recreation.

Signed:

JAMES D. BLAIR,
JOEL I. FERGUSON,
TERRY J. McKANE,
Committee on Parks and
Recreation.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

July 7, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

In a communication addressed to you, and dated May 23, 1975, I submitted my

recommendations for filling upcoming vacancies on City Boards. On Monday, June 30, you rejected my recommendation that Stefan J. Szyskowski, a Geologist, be appointed to the Planning Board to replace one, Wilfred Anderson.

I am, therefore, submitting to you the name of Larry Lopez, 1145 Ballard Street. Mr. Lopez was graduated from Eastern High School and earned his Bachelor of Arts Degree from Michigan State University in the field of Elementary Education. He will be teaching in the Lansing area when school resumes in September.

Mr. Lopez is a member of the Mexican Patriotic Committee, Michigan Teachers Mathematics Council, Cristo Rey Church and is Co-Director of Ballet Folklorico Lopez, and as such he teaches and performs Mexican, Spanish and Latin dances.

Mr. Lopez is 22 years of age and is the son of Mr. and Mrs. Eleuterio Lopez.

Trusting this recommendation meets your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

July 8, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

This is to advise that the U. S. Department of Transportation has approved the Amendatory Application of the City of Lansing for an increase in the Capital Grant in the maximum amount of \$93,000. This additional amount increases the total grant to \$543,940, which has been reserved for the project in question. The Approved Project Budget and Corresponding Cost Estimates are as follows:

	Amendment No. 1
Project No. MI-03-0028	Budget No. 2
City of Lansing	May 1975
10.01.55 Purchase of nine new 45-passenger buses	\$499,499
10.02.04 Purchase of nine fare boxes	6,000
10.03.02 Purchase of hydraulic* jacks, two benches, five shelves, and two hoists (*spelled as per the Fed- eral government)	12,275

10.12.00 Rehabilitate present garage	147,504
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32.00.00 Contingencies	28,147
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ESTIMATED GROSS PROJECT COST	\$693,425
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40.01.00 Less: Proceed from sale of nine used buses	13,500
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ESTIMATED NET PROJECT COST	\$679,925
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APPROVED FINANCING

Federal Grant	\$543,940
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Local Share	135,985
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The local share of the project cost will be provided by the City of Lansing and the Michigan State Department of Highways and Transportation.

CASH DRAWDOWN SCHEDULE

FY-1975	-0-
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FY1976	
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1st Quarter	\$225,000
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2nd quarter	200,000
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3rd Quarter	100,000
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4th Quarter	18,940
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TOTAL	\$543,940
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I am herewith attaching five (5) counterparts of an Offer of Contractual Assistance executed on behalf of the Urban Mass Transportation Administration of the U. S. Department of Transportation.

The aforementioned counterparts should be executed in accordance with appropriate proceedings of the City of Lansing and certified by the City of Lansing's Attorney. In the event the City of Lansing's Attorney is unable to make the certifications because of pending legislation or litigation which might affect the prosecution of the project, a concise description of the reasons should be forwarded to UMTA. Three copies of the executed counterparts and two certified copies of the authorizing proceedings should be returned to: Theodore A. Munter, UMTA, Assistant Chief Counsel, UCC-30, 400 7th Street, S.W., Washington, D.C. 20590, within 60 days of the date appearing on this letter of transmittal.

In the event the counterparts cannot be returned within the 60-day period, this office should be immediately notified by letter setting forth the reason for the delay and requesting an extension of the offer.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

July 3, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

On May 9, 1975, you approved an Agreement with the Ingham County Department of Social Services to permit welfare clients (recipients) to participate in so-called training (work) projects.

Originally, the City was advised that the make-work projects would be of no cost to the City. However, in reviewing the Agreement, I note that the City is responsible for providing all necessary safety clothing and equipment to participants, except for footwear and gloves, and even though the welfare clients (recipients) are funded by the Ingham County Department of Social Services and the State of Michigan, the Agreement requires that the participants be employees of the City. The Personnel Department advises that this is improper and a bad precedent. Therefore, I recommend that you rescind the matter, or advise the City Attorney that such language is not acceptable and that the Agreement be amended.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

**THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON ANY OF THE
FOLLOWING RESOLUTIONS. YOU MAY
SPEAK ONLY FOR 3-MINUTES ON ANY
ONE RESOLUTION.**

No persons spoke.

RESOLUTIONS

By Committee on Redevelopment—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the United States of America have entered into an Agreement to plan and develop a Community Development program; and

Whereas, the City of Lansing has, from time to time, entered into Contracts with said Contractor, through the Lansing City Demonstration Agency for services; and

Whereas, the City of Lansing, through the Department of Housing and Redevelopment, desires to engage the Community Design Center to perform certain services

and activities in connection with said Community Development Program; now, therefore, be it

Resolved, that the Mayor and City Clerk be and are hereby authorized and directed to execute said proposed Contract on behalf of the City of Lansing after approval as to its form by the City Attorney, and after certification as to the availability of funds by the Finance Director of the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee on Public Service
and Highways—

Resolved by the City Council of the City of Lansing:

That the City Assessor be, and he is hereby directed to spread on the December, 1975, Tax Rolls, the cost of removing trash and debris from private properties in the year 1975, in the amount of \$650.67, as reported this date by the Building Commissioner. Attached find locations and costs.

Adopted by the following vote:

Unanimously.

By Committee on Public Service
and Highways—

Resolved by the City Council of the City of Lansing:

That the City Assessor be, and he is hereby directed to spread on the December, 1975 Tax Rolls, the cost of cutting weeds in the year 1975, in the amount of \$405.00, as reported this date by the Building Commissioner.

By Councilman Ferguson (Anas)—

That Councilman May be excused from voting.

Carried.

The resolution was adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, under the new Community Development program being administered by the City, the Planning Board and Redevelopment Board will have major input into programs being proposed; and

Whereas, the City of Lansing's Affirmative Action Program was outlined in the City's Affirmative Action Plan of November 13, 1972;

Now, Therefore, Be It Resolved, that the City Council recommends that in future appointments to the boards, the Mayor includes both black and Chicano representation.

By Councilman Blair (Brenke)—

That this be tabled for one week.

Carried.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the United States of America have entered into an Agreement to plan and develop a Community Development Program; and

Whereas, the Lansing Community Development plan provides for a Community Reentry Program through New Way In, Incorporated (PN-142A); and

Whereas, the City of Lansing has, from time to time, entered into Contracts with said Contractor, through the Lansing City Demonstration Agency, for services; and

Whereas, the City of Lansing, through the Human Resources Department, desires to engage in a new Contract with New Way In, Incorporated for Thirty-Four Thousand Eight Hundred Thirty-Six and 00/100 Dollars (\$34,836.00) to purchase and maintain the Resident Center facility located at 312 W. Hillsdale from July 1, 1975 to June 30, 1976 in connection with said Community Development Program; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed Contract on behalf of the City of Lansing after approval as to form by the City Attorney and after certification as to the availability of funds by the Finance Director of the City of Lansing.

By Councilman McKane (Belen)—

That this be tabled for one week for City Attorney's response.

Carried.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council on June 10, 1975 approved a Resolution for Building in Lansing Development Corporation (BILD) which indicated funds for the administration cost would not exceed

Twelve Thousand Six Hundred and 00/100 (\$12,600.00) Dollars per month and could be used from revolved funds; and

Whereas, BILD Corporation requests the use of an additional Ten Thousand and 00/100 (\$10,000.00) Dollars of its cash assets coming from its Glen Eden revolving fund for the purpose of providing three months rental and maintenance of 935 N. Washington; now, therefore, be it

Resolved, that BILD Corporation may use an additional Ten Thousand and 00/100 (\$10,000.00) Dollars of its cash assets coming from its Glen Eden revolving fund account for the purpose of providing three months rental and maintenance of 935 N. Washington; and be it

Further Resolved, that said funds be transferred from BILD's account 902004-3300 to BILD's account 902804-9301 for the period of July 1, 1975 through September 30, 1975 for said purpose of rental and maintenance at 935 N. Washington Avenue.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Brenke, Ferguson, Gunther, May, McKane—7.

Nays: Councilman Blair—1.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows:

COMMUNITY DEVELOPMENT GRANT FUND

\$6,189,000 from Estimated Revenue
A/C 250-000-000-160

Internal Audit

\$109,338	to Salaries & Longevity
	A/C 251-105-000-702
300	to Office Supplies
	A/C 251-105-000-727
100	to Dues and Subscriptions
	A/C 251-105-000-728
1,050	to Printing
	A/C 251-105-000-729
500	to Mileage
	A/C 251-105-000-870
1,000	to Office Equipment
	A/C 251-105-000-978

C. D. Management Office

\$ 69,215	to Salaries & Longevity
	A/C 251-172-000-702
800	to Office Supplies
	A/C 251-172-000-727

500 to Dues and Subscriptions
A/C 251-172-000-728

800 to Printing
A/C 251-172-000-729

150 to Mileage
A/C 251-172-000-870

5,200 to Office Equipment
A/C 251-172-000-978

Accounting

\$ 45,876 to Salaries & Longevity
A/C 251-201-000-702

1,200 to Office Supplies
A/C 251-201-000-727

2,800 to Printing
A/C 251-201-000-729

5,000 to Contractual Services
A/C 251-201-000-801

200 to Mileage
A/C 251-201-000-870

400 to Equipment Maintenance
A/C 251-201-000-938

2,000 to Office Equipment
A/C 251-201-000-978

City Attorney

\$ 17,597 to Salaries & Longevity
A/C 251-210-000-702

100 to Office Supplies
A/C 251-210-000-727

300 to Dues and Subscriptions
A/C 251-210-000-728

500 to Printing
A/C 251-210-000-729

50 to Mileage
A/C 251-210-000-870

500 to Office Equipment
A/C 251-210-000-978

Building Inspection

\$ 74,816 to Salaries & Longevity
A/C 251-380-000-702

300 to Office Supplies
A/C 251-380-000-727

100 to Dues and Subscriptions
A/C 251-380-000-728

900 to Printing
A/C 251-380-000-729

3,000 to Mileage
A/C 251-380-000-870

3,190 to Office Equipment
A/C 251-380-000-978

Planning

\$ 82,832 to Salaries & Longevity
A/C 251-801-000-702

750 to Office Supplies
A/C 251-801-000-727

100 to Dues and Subscriptions
A/C 251-801-000-728

2,000 to Printing
A/C 251-801-000-729

750 to Graphics Supplies
A/C 251-801-000-748

200 to Contractual Services
A/C 251-801-000-801

200 to Mileage
A/C 251-801-000-870

805 to Office Equipment
A/C 251-801-000-978

Housing Administration

\$ 67,686 to Salaries & Longevity
A/C 251-826-000-702

700 to Office Supplies
A/C 251-826-000-727

100 to Dues and Subscriptions
A/C 251-826-000-728

1,300 to Printing
A/C 251-826-000-729

95,574 to Arch. Services—C.D.C.
A/C 251-826-000-806

500 to Mileage
A/C 251-826-000-870

4,000 to Office Equipment
A/C 251-826-000-978

Human Resources Administration

\$206,686 to Salaries & Longevity
A/C 251-915-000-702

1,200 to Office Supplies
A/C 251-915-000-727

200 to Dues and Subscriptions
A/C 251-915-000-728

9,000 to Printing
A/C 251-915-000-729

1,000 to Telephone
A/C 251-915-000-853

800 to Mileage
A/C 251-915-000-870

General Administrative

\$ 4,600 to Wages—Temporary Help
A/C 251-930-000-707

134,640 to Fringe Benefits
A/C 251-930-000-715

100 to Office Supplies
A/C 251-930-000-727

1,600 to Printing
A/C 251-930-000-729

3,000 to Postage
A/C 251-930-000-730

5,100 to Contractual Services
A/C 251-930-000-801

40,000 to Administrative Charges
A/C 251-930-000-802

70,000 to Audits
A/C 251-930-000-807

2,000 to District Council Expenses
A/C 251-930-000-830

5,000 to Telephone
A/C 251-930-000-853

6,800 to Conferences & Workshops
A/C 251-930-000-864

5,000 to Moving Expenses
A/C 251-930-000-869

6,050 to Mileage
A/C 251-930-000-870

3,000 to Parking Subsidy
A/C 251-930-000-871

8,045 to Advertising
A/C 251-930-000-901

2,500 to Equipment Maintenance
A/C 251-930-000-933

75,000 to Building Rental
A/C 251-930-000-942

1,200 to Office Equipment
A/C 251-930-000-978

Housing

\$ 8,000 to Salaries & Longevity
A/C 252-839-000-702

146,700 to Acquisition—Tracts 15,
16, 18
A/C 252-839-015-971

141,434 to Acquisition—Tract 21
A/C 252-839-021-971

Demolition

\$ 10,500 to Demolition—Tracts 15,
16, 18
A/C 252-840-015-801

10,500 to Demolition—Tract 21
A/C 252-840-021-801

Relocation

\$ 13,100 to Salaries & Longevity
A/C 252-841-000-702

121,400 to Benefits—Tract 15,
16, 18
A/C 252-841-015-844

108,300 to Benefits—Tract 21
A/C 252-841-021-844

Rehabilitation

\$ 8,900 to Salaries & Longevity
A/C 252-842-000-702

194,526 to Rehabilitation—Tract 15,
16, 18
A/C 252-842-015-801

197,000 to Rehabilitation—Tract 21
A/C 252-842-021-801

Code Enforcement Loans and Grants

\$180,000 to Loans and Grants
A/C 252-843-000-845

Public Improvements

\$ 54,702 to Salaries & Longevity
A/C 252-844-000-702

910,094 to Land Improvements
A/C 252-844-000-974

Parks and Recreation

\$ 95,000 to Hunter Park Improve-
ments
A/C 253-936-642-974

57,000 to Holly Park Development
A/C 253-936-643-974

Kingsley Place

\$183,000 to Relocation Benefits
A/C 253-936-644-844

129,330 to Land Acquisition
A/C 253-936-644-971

187,670 to Sewers
A/C 253-936-644-973

374,836 to East Side Facility
A/C 253-936-645-974

C. D. Management Office

\$ 50,000 to Southwest Community
Center
A/C 253-936-691-975

55,000 to S. Washington Pedes-
trian Mall
A/C 253-936-692-974

50,000 to Senior Citizen Center
A/C 253-936-693-975

Public Services

\$ 5,000 to Emergency Food and
Shelter
A/C 254-435-000-969

Health Clinics

\$200,000 to Community Helath
Services
A/C 254-611-000-969

Child Care

\$ 20,370 to Friendship Day Care
Center
A/C 254-664-001-969

19,672 to Happy Day Children's
Center
A/C 254-664-002-969

14,906 to Humpty Dumpty Day
Care Center
A/C 254-664-003-969

26,716 to Resurrection Day Care
A/C 254-664-004-969

18,336 to Small Folks Development
Center
A/C 254-664-005-969

50,000 to Child Abuse and Neglect
A/C 254-664-006-969

Senior Citizens Programs

\$ 5,000 to Retired Senior Volunteer
Program
A/C 254-684-001-969

95,000 to Senior Citizen Nutrition
Program
A/C 254-684-002-969

Recreation

\$ 5,000 to Girl Scouts Block Rec-
reation
A/C 254-725-001-969

5,000 to Girl Scouts Special Area
Program
A/C 254-725-002-969

Commercial Rehabilitation

\$150,000 to Commercial Rehabilita-
tion Loan
A/C 254-847-000-969

Model Cities Continuation

\$ 34,836 to New Way In
A/C 255-430-000-969

Drug Treatment

\$ 45,936 to Comprehensive Drug
Treatment
A/C 255-608-000-969

Consumer Counseling

\$ 61,500 to Housing Assistance
Foundation
A/C 255-687-000-969

Youth Programs

\$181,374 to Youth Development
Corporation
A/C 255-688-000-969

Recreation

\$ 34,826 to Year-Round Recreation
Project
A/C 255-725-003-969

26,869 to Northside Athletic and
Recreation
A/C 255-725-004-969

Housing Administration

\$ 37,000 to HAF, CDC, and BILD
Facility
A/C 255-826-000-969

Housing Improvements

\$269,664 to Capitol Commons—BILD
Corp.
A/C 255-839-001-969

Relocation

\$254,174 to Relocation—Capitol
Commons
A/C 255-841-001-844

Economic Development

\$ 46,917 to LMC Federal Credit
Union
A/C 255-856-000-969

Reserve for Contingencies

\$ 96,112 to Reserve for Contingen-
cies
A/C 256-941-000-963

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
Committee on Finance.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Brenke,
Ferguson, Gunther, May, McKane—7.

Nays: Councilman Blair—.

ZONINGS

By Councilman Gunther—

Whereas, it is deemed desirable to amend
the Classification provided for in the Zon-

ing Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-21-75—3900 block West Grand River Avenue,

be rezoned from "A" One Family Residence District to "D-1" Professional Office District and the "Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 28th day of July, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$5,187,810.27.

Signed:

JOHN T. ANAS,
TERRY J. McKANE
JACK D. GUNTHER,
WILLIAM A. BRENKE,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

By Councilman Ferguson—

Resolved by the City Council of the City of Lansing:

That the rule prescribed in Sec. 5.5 (g) of the Charter relative to considering business not on the agenda, be waived.

Adopted by the following vote:

Yeas: Councilmen Belen, Brenke, Ferguson, Gunther, May, McKane—6.

Nays: Councilmen Anas, Blair—2.

By Councilman Ferguson—

Resolved by the City Council of the City of Lansing:

Whereas, the City Council of the City of Lansing has by previous analysis, resolve and policy statements, determined that a requirement exists for year round community recreational centers in South Lansing; and

Whereas, said recreational facilities should contain various uses such as, but not limited to, baseball, softball, football, tennis, basketball, and track, some of which could be provided indoors; and

Whereas, the Planning Board is required by Act 285, P.A. 1931, to review and approve the location, character and extent of such public facilities before the authorization or construction of said facilities; and

Whereas, the City Council at this time desires to be made aware of potential sites for recreation centers in South Lansing;

Now, Therefore, Be It Resolved, that the Planning Board is directed to recommend the potential locations of sites, within the area of South Lansing that could be used for said community recreation centers; and

Be It Further Resolved, that upon selection of these sites to accommodate said centers the Planning Board review more specifically, according to Act 285, P.A. 1931, the locational aspects of those particular sites, and

Be It Finally Resolved, that upon the preliminary development of the sites and facilities, the Planning Board review the character and extent of said preliminary developments.

By Councilman Gunther—

That this be referred to the Committee of the Whole.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Blair, Gunther, May, McKane—6.

Nays: Councilmen Brenke, Ferguson—2.

P. J. Merchant, Jr., 722 W. Hillsdale St., spoke relative money for BILD and would like an accounting of same.

Referred to Councilman Gunther.

Chas. Jurasek, 3200 Reo Rd., spoke relative article in Sunday State Journal on the garden project.

City Council adjourned at 8:45 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan
July 7, 1975
F/B

CITY CLERK'S OFFICE

Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE

U. S. POSTAGE

PAID

Permit No. 1461
Lansing, Michigan

597

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, July 14, 1975

CITY COUNCIL ROOMS

Lansing, Michigan

July 14, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Anas, Belen, Blair, Brenke, Ferguson, Gunther, May, McKane—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Reverend Robert Morris, a visiting Minister from England, First United Methodist Church.

Pledge of Allegiance was given by Terry Klotz.

The record of the previous session was approved as printed.

HEARINGS ON PROPOSED CHANGES IN ZONING CLASSIFICATIONS

July 14, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-26-75 — 5100-5200 blocks of Jolly-Cedar Ct.,

be rezoned from "J" Parking District to "F" Commercial District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Referred to Committee on Planning .

July 14, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-Z6-75 — 2425 Newark Ave.,

be rezoned from "A" One Family Residence District to "C" Two Family Residence District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Referred to Committee on Planning.

July 14, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-5-75—2501-2507-2513 Newark Ave.,

be rezoned from "A" One Family Residence District to "C" Two Family Residence District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Referred to Committee on Planning.

July 14, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-25-75 — 1205-1209 E. Saginaw St.,

be rezoned from "J" Parking District to "D-1" Professional Office District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amend-

ment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Referred to Committee on Planning.

REVIEWING ASSESSMENT ROLLS No. 253

This is the time set for hearing appeals on the special assessment roll for construction of curb and gutter on Stoneleigh Dr. from the south plat line of Tammany Hills Subdivision to the south end of the street.

No Appeals.

This is the time set for hearing appeals on the special assessment roll for construction of curb and gutter on Parkside Subdivision (the south side of Tecumseh River Drive between Westbury and Dillingham).

No Appeals.

This is the time set for hearing appeals on the special assessment roll for construction of curb and gutter on Richmond Street from Jolly Road to Reo Road.

No Appeals.

This is the time set for hearing appeals on the special assessment roll for construction of curb and gutter on Theodore Street from Cawood St. to Comfort Street.

No Appeals.

Referred to Committee on Public Service and Highways.

REVIEWING ASSESSMENT ROLLS No. 251

This is the time set for hearing appeals on the special assessment roll for construction of Storm Sewer on Hughes Road from Jolly Rd. to the south line of Lot 155 of Maple Grove Farms No. 3.

Ed. DuBay, 5447 Hughes Rd., spoke in opposition.

Mrs. Overholtz, 5512 Hughes Rd., spoke in opposition.

This is the time set for hearing appeals on the special assessment roll for construction of storm sewer on Moffit Street from the easterly end to the westerly end of the street.

No Appeals.

Referred to Committee on Public Service and Highways.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

BUILDING WRECKER — R. Krisel Construction Co.

DRAIN LAYER — Kamphuis Plumbing.

ELECTRICAL CONTRACTOR — Terry Mesler dba ABC Electric Co., Lakies Electric Co.

MUSIC BOX — DeMarco, Johnson's Bar (3), White Spot II (6), Vic's Saloon (3).

Referred to Committee on Ordinance and Contracts.

Request from Michael R. Spaniolo for final approval of the temporary plat of Spanmar.

Referred to Planning Board and Public Service Board.

Letter of thanks from Farm Bureau for help in setting up election procedure and loaning of voting devices.

Received and placed on file.

Claims filed by:

E. Palanna Daugherty for damage to automobile due to hitting manhole.

Referred to City Attorney and Public Service Director.

Mr. and Mrs. Ivan Lawhorn for damages done to home during arrest.

Referred to City Attorney and Police Department.

Letter from Mr. John L. Witt requesting withdrawal of special use permit for New Birth Center at 117 W. Hillsdale St.

Received and placed on file with copy to Planning Board and Committee on Planning.

Petition filed for Special Use Permit SUP-8-75 — for property at 213 E. St. Joseph St. for a New Birth Center.

Referred to Planning Board.

Letter from G. A. Steadman & Son, Inc., for Roy Markey requesting abandonment of portions of the Gilkey Drain crossing lots in plat of Maple Grove No. 3.

Referred to Public Service Board.

Requests filed for special 24-hour liquor permits for:

The Men's Club of St. Casimir Church—August 24, 1975—Parish Grounds.

The Board of Directors of the Village Townhouse Cooperative — July 18, 1975 — Cooperative Community Building.

Referred to Committee on City Affairs.

Greater Lansing Association for Retarded Citizens expressing appreciation for the blacktopping of Wabash Rd. leading to Beekman Center.

Received and placed on file.

Letter from Mary Jane McGuire submitting name for board appointment.

Referred to Mayor's Office.

Michigan Grand River Watershed Council submits Municipal Membership in Watershed Council.

Referred to Committee of the Whole and Finance Director.

Department of Natural Resources submits application from Redevelopment Department to build in flood way of Grand River for Riverfront Park.

Referred to Planning Board and Waterfront Development Board.

Notice of non-compliance and order to comply from Department of Natural Resources Water Resources Commission in the matter of City of Lansing and Motor Wheel Corp.

Referred to City Attorney and Public Service Department.

Letter from Attila Farkas in regard to the concert to be given at the Dodge Mansion by the Greater Lansing Community Orchestra.

Referred to Parks and Recreation Department and Parks Board.

REPORT OF COMMITTEE

The Committee on ORDINANCE AND CONTRACTS approves the following applications and bonds for licenses:

BUILDING WRECKER — R. Krisel Construction Co.

DRAIN LAYER — Kamphuis Plumbing.

ELECTRICAL CONTRACTOR — Terry Mesler dba ABC Electric Co., Lakies Electric Co.

MUSIC BOX — DeMarco, Johnson's Bar (3), White Spot II (6), Vic's Saloon (3).

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the Ordinance providing, that the Code of Ordinances, City of Lansing, Michigan, be amended by revising Section 9-32; by adding a new Subsection (g) to Section 9-33; by revising Section 9-37; by adding a new Section to be numbered 9-54.1; and by adding new subsections (3) and (4) to Section 9-55 of said Code, reports as follows:

That said ordinance be passed.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of the Men's Club of St. Casimir Church for permission to serve alcoholic beverages at a Corn Roast on August 24, 1975 at St. Casimir School, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Village Townhouse Cooperative for permission to serve alcoholic beverages at a dance on July 18, 1975, at its Cooperative Community Building, 5937 Haverhill Drive, reports as follows:

That permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PARKS AND RECREATION, to whom was referred the request of the Director of Parks and Recreation for the approval of change order—Bulletin No. 3 from Lalitala, Freeman Smith and Fowler Architects, reports as follows:

That the Committee concurs in the request to increase the amount of the Gier Park Center contract by \$11,851 for addition of a retaining wall and related site work. This portion of the contract to be charged to account no. 249-936-300-976.

Signed:

JAMES D. BLAIR,
JOEL I. FERGUSON,
TERRY J. MCKANE,
Committee on Parks and
Recreation.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred the rezoning petition Z-25-75 for property at 1205-1209 East Saginaw

St. from "J" Parking District to "D-1" Professional Office District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
LUCILE BELEN,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred the rezoning petition Z-26-75— for property at 5100 block Jolly/Cedar Court from "J" Parking District to "F" Commercial District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
LUCILE BELEN,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

Director of Finance submits:

Annual report for the Employee's Retirement System.

Annual report for the Policemen and Firemen's Retirement System.

Received and placed on file.

July 9, 1975

Honorable Mayor and Members
of the Lansing City Council
Lansing, Michigan

Re: Claim of Ronald & Lois Page for damage to garage door when struck by log being unloaded by City forestry crew

Gentlemen:

Your City Attorney, to whom was referred the above claim, has made an investigation thereof, and on that basis recommends that the claim be allowed in the amount of \$266.88.

A review of the facts and law surrounding the incident indicates that the City may have been negligent and that the City is liable for the ensuing property damage.

Therefore, it is recommended that \$50.00 be paid to Ronald and Lois Page and \$216.88 be paid to State Farm Fire and Casualty Company, subject to claimants providing the City Attorney with signed releases of all claims arising from this in-

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Anas—

That we concur in the recommendation of the City Attorney and that the City Clerk be and she is hereby authorized to draw orders on the City Treasurer in the amount of \$50.00 payable to Ronald & Lois Page, and \$216.88, payable to State Farm Fire and Casualty Company, upon receipt of appropriate releases.

Carried.

July 9, 1975

Honorable Mayor and Members
of the Lansing City Council
Lansing, Michigan

Gentlemen:

Recently one of our fire truck drivers was ticketed by the Lansing Police Department, while on an emergency, after he struck a vehicle. After carefully reviewing the case it appears to your attorney that probable cause exists to believe that the driver is guilty of the offense alleged. In order to preserve the good working relationship that we have with the Fire Department and to preserve the appearance of integrity it is my recommendation that an outside attorney be retained to prosecute the matter. This outside attorney would be given complete authority to handle the matter.

I recommend that you retain Mr. Jan Benedict, attorney at law, to handle the matter through to conclusion for a sum not to exceed \$300.00.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Gunther—

That we concur in the recommendation of the City Attorney.

Carried.

July 10, 1975

Honorable Mayor and Members
of the Lansing City Council
Gentlemen:

At your meeting of July 7, 1975 you referred to the City Attorney the matter of the Mayor's veto of contract PN-131 between the City of Lansing and the Youth Development Corporation.

I have reviewed the agenda prepared for your meeting of June 30, 1975, a detailed breakdown of the twenty-eight contracts prepared by the City Clerk, the tape recording of the Council session of June 30, 1975, the Mayor's veto message and each of the five contracts relating to the Youth Development Corporation which appeared on your agenda for June 30, 1975. After reviewing those documents I am of the opinion that the contract referenced in the Mayor's veto dated July 2, 1975 and relating to a certain contract, PN-131, with a cost of \$200,000 was not passed by the City Council on the night of June 30, 1975, but was in fact pulled from the agenda after the afternoon Committee of the Whole session.

I base this conclusion on the following observations: First, the official agenda for June 30, under Resolutions, item 11, lists five contracts involving the Youth Development Corporation. At the conclusion of the Committee of the Whole meeting the Clerk was requested to divide the twenty-eight contracts contained under item 11 into several groups. One of those groups was entitled YDC contracts. Under that listing is the YDC eleven month full year contract, which bears the typewritten note, "pulled."

Second, consistent with the above observation is the fact that the Clerk recalls Mr. Hopkins bringing to her after the Committee of the Whole meeting the eleven month contract and that she placed the contract in a drawer in her office prior to the evening session so that the contract would not be before Council on the evening of June 30, 1975.

Third, after listening to the tape of the evening session, I determined that a reference was made by Councilman Anas to the fact that one of the contracts was pulled.

Fourth, immediately after Mr. Anas' comment that one of the contracts was pulled, the Clerk announced that the next contract was a budget reduction. Mr. Anas then moved the passage of a revised contract to reduce the Youth Development Corporation budget for its current contract. After a short discussion, the reduction was passed 8-0. The tape reflects that the next matter considered was the YDC Garden Project. After a lengthy discussion, the Garden Project was passed by a vote of 5-3. The Clerk continued to read that the next "one is the one month extension" contract. Mr. Anas inquired, which contract? The Clerk replied, with YDC. Mr. Anas continued, "Mr. Mayor in regard to the

contract for YDC for one month extension in the amount of \$18,626 I move that this be considered read and an affirmative roll be attached." The matter passed by a vote of 8-0. The Clerk then proceeded to the next series of contracts involving the Model Cities Federal Credit Union. The Mayor noted that one of the YDC contracts concerning the counseling center had not been attended to. After a brief discussion, the Clerk continued to read concerning the Federal Credit Union contracts. At the conclusion of the printed matters on the agenda, and under the topic of general order the matter of the YDC Family Counseling contract was brought up again and it was considered and passed. My examination of the tapes reveals that those are the only matters which the Council considered regarding YDC. The accounted for passage of four contracts plus the "pulling" of one totals to five the number originally on the agenda.

It should be noted that the one month extension of the YDC program bears the same PN-131 number that the eleven month extension which was pulled, bears. However, there is a substantial difference in the terms of those contracts since the total budget for the one month contract is \$18,626 and that for the eleven month is \$200,000. Since the Mayor's letter explicitly refers to a contract bearing PN-131 in the amount of \$200,000 and reflecting a budget breakdown of \$176,492 for personnel, \$2,000 for professional services, \$900 for travel and conferences and \$16,000 for rent and since they are an accurate reflection of the contract which was pulled and not voted upon, and further since they bear no relation to the one month contract which was voted upon, and since the two contracts are separate matters which would have been considered by separate resolution, it is my conclusion that the veto message is of no effect and no further action is required thereon and that it has no effect on the one month extension.

If I may be of further assistance, please feel free to contact me.

Respectfully submitted,

PETER D. HOUK,
City Attorney.

Referred to Committee of the Whole.

July 3, 1975

To the Honorable Mayor
and Members of the Council
Gentlemen:

I am hereby submitting special assessment Roll No. 18-K, actual cost, for the purpose of razing a house at 708 N. Cedar Street per the owner's request and City Council Orders.

To be Assessed—100%\$1,020.00

Respectfully submitted,

PAUL S. CREEVY,
City Assessor.

Received and placed on file.

July 9, 1975

Honorable Mayor and City Council
City Hall
Lansing, Michigan

Gentlemen:

Attached is Change Order No. 2, submitted by Structural Concrete, Inc., on the Lancen Village Pumping Station and Outlet Sewers, contract No. PS 76070-A, increasing the amount of the contract by \$500.00 due to additional work necessary to complete the contract.

I would recommend approval of this Change Order.

Very truly yours,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the Change Order No. 2, submitted by Structural Concrete, Inc., on the Lancen Village Pumping Station and Outlet Sewers, PS 76070-A, increasing the amount of the contract by \$500.00 due to additional work necessary to complete the contract, reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

July 9, 1975

Honorable Mayor
and City Council
City Hall
Lansing, Michigan

Subject: B-75-375 Site Improvements and Miscellaneous Construction, U.R.

Gentlemen:

Three bids for various site improvements and miscellaneous construction under Urban Renewal Project No. 2, Michigan A-6, were opened at 3:00 P.M., E.D.T. on Tuesday, July 8, 1975.

Brown Brothers, Inc.

Base Bid\$497,000.00
Alternate No. 1Deduct —\$28,500.00

Eastlund Concrete

Base Bid\$503,000.00
Alternate No. 1Deduct —\$30,000.00

McNamara Construction

Base Bid\$588,000.00
Alternate No. 1Deduct —\$38,400.00

We recommend acceptance of the low bid submitted by Brown Brothers, Inc., in the amount of \$468,500.00, which includes the deduction of Alternate No. 1.

Subject to approval of said bidder by the Equal Opportunity Division of the Detroit Area Office of the Department of Housing and Urban Development (HUD): provided that failure of HUD to respond to the request for approval within fifteen (15) working days shall be considered approval.

Respectfully submitted,

VAUGHAN L. McKINCH,
Purchasing Director,

RONALD G. STONEHOUSE,
Acting Redevelopment Director.

Referred to Committee on Redevelopment.

July 9, 1975

Honorable Mayor
and City Council
City Hall
Lansing, Michigan

Subject: B-75-374 Construction Equipment Rental

Gentlemen:

Two bids for the rental of construction equipment with operator on a per hour basis were opened at 3:00 P.M., E.D.T. on Tuesday, July 8, 1975.

We recommend acceptance of the low bid submitted by the Granger Excavating Company per the attached tabulation.

Respectfully submitted,

VAUGHAN L. McKINCH,
Purchasing Director,

THEODORE J. HASKELL,
Parks and Recreation Director.

Referred to Committee on Parks and Recreation.

REPORT OF COMMITTEE

The Committee on PARKS AND RECREATION, to whom was referred the recommendation of the Purchasing Director and the Director of Parks and Recreation that the low bid submitted by the Granger Excavating Company as per tabulation attached, for the rental of construction equipment with operator on a per hour basis, be accepted, reports as follows:

The Committee concurs in the recommendation.

Signed:

JAMES D. BLAIR,
JOEL I. FERGUSON,
TERRY J. MCKANE,
Committee on Parks and
Recreation.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

July 10, 1975

Honorable Mayor
and City Council
City Hall
Lansing, Michigan

Subject: B-75-376 Cargo Van and Pickup Truck

Gentlemen:

Two bids were received for a pickup truck and a van for the Public Service Department. These vehicles are required for the City Refuse Program and the bids indicate delivery could be 120 days or more. We, therefore, would like to recommend that all bids be rejected and the Purchasing Director be permitted to purchase on the open market as provided by the ordinance under Section 14.3 Sub-paragraph E.

Respectfully submitted,

VAUGHAN L. MCKINCH,
Purchasing Director,
ROBERT R. BACKUS,
Public Service Director.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred

the recommendation of the Purchasing Director and the Public Service Director that the bids received for the purchase of a pickup truck and van for the City Refuse Program, indicating a delivery date of 120 days or more, be rejected, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

July 10, 1975

Honorable Mayor Gerald W. Graves and
Members of Lansing City Council
Tenth Floor, City Hall
Lansing, Michigan 48933

Dear Mayor and Council Members:

We are hereby providing notification of an intent to contract with Greater Lansing Legal Aid for certain portions of their equipment. After our assessment of their request, we will be declaring certain portions as surplus for disposition by the Purchasing Director, the remainder of which shall be formulated into a contract for use of non-expendable property with the aforementioned Agency.

Sincerely,

MRS. JACQUELINE WARR,
Director,
City Demonstration Agency.

Referred to Committee on Buildings and Properties.

July 10, 1975

Honorable Mayor Gerald W. Graves and
Members of Lansing City Council
Tenth Floor, City Hall
Lansing, Michigan 48933

Dear Mayor and Council Members:

We are hereby providing notification of an intent to transfer equipment from Sol de Aztlan related to their previously exist-

ing contract for operation of a Spanish Library to other agencies in the community.

Upon the completion of the verification of the books purchased to the prime contractor, as well as the subcontractors such as the Public Library, we will be developing a contract with the appropriate agencies for use of that equipment.

Sincerely,

MRS. JACQUELINE WARR,
Director,
Human Resources Department.

Referred to Committee on Buildings and Properties.

July 8, 1975

Honorable Mayor Gerald W. Graves and

Members of Lansing City Council

10th Floor, City Hall

Lansing, Michigan

Dear Mayor Graves and

City Council Members:

Please be advised that the Contractual services between the Human Resources Department, previously the Lansing City Demonstration Agency, and the Comprehensive Drug Treatment Component, noted as the Horizon or Northside Crisis Center, will no longer exist. Within the provision of the Lansing City Ordinance, Article IX, Section 2-92.3, we hereby provide notification that the Lansing City Demonstration Agency intends to transfer those non-expendable property items, purchased with Department of Housing and Urban Development (HUD) funds, within the budgetary provision of the original Contract and their amendments for use by the Community Health Services and the Ingham, Eaton Counties Substance Abuse Coordinating Agency through the period terminating June 30, 1976.

The services to be provided by Community Health Services shall be those that are provided for in the Model Cities Health Clinic Contract, PN 217. The equipment to be transferred to the Ingham, Eaton Counties Substance Abuse Coordinating Agency shall be utilized for operation of the Sol de Atlan Substance Abuse program that will provide the same services as were previously provided by the Northside Crisis Center except for Health Clinic services. There will be a non-expendable usage Contract forwarded to you for your approval on this equipment in the very near future.

Sincerely,

MRS. JACQUELINE WARR,
Human Resources Department
Director.

Referred to Committee on Buildings and Properties.

July 10, 1975

Honorable Mayor and

Members of City Council

Gentlemen:

At their meeting July 8, 1975, the Waterfront Development Board elected the following officers:

Lawrence Drolett, Jr.—Chairman

R. C. Sweeney—Vice-Chairman

Jacqueline Schraft—Secretary

Mr. Drolett replaces Mrs. Ramona Bretz who has been the Board's Chairman for the past two years. Mr. Sweeney and Mrs. Schraft held those respective positions last year.

Respectfully submitted,

LAWRENCE DROLETT, JR.

Received and placed on file.

July 10, 1975

Honorable Mayor and

Members of City Council

Gentlemen:

This is to inform you of the additional funds that have been generated because of the three waterfront projects that were funded in fiscal years 1973 and 1974. Those three projects are at Moores Park, River Street Park, and Potter Park and have a total budget of \$33,000.

The Waterways Division of the Department of Natural Resources was particularly interested in the Moores Park project, and requested funds to supplement those already appropriated. Therefore, of the twenty thousand (20,000) dollars appropriated for Moores Park development, the Waterways Division requested 90% or eighteen thousand (18,000) to be appropriated for that project.

All indications are that as soon as the State Legislature approves the budget for the State of Michigan, which is likely to be sometime in August, the requested funds will be available to the City for implementation.

As the bids received for the three waterfront projects are higher than expected, primarily due to inflation, the Waterfront Development Board intends to use these additional funds to complete those projects as originally intended.

We will inform you specifically of the status of these funds as information is obtained from the Waterways Division.

Respectfully submitted,

LAWRENCE DROLETT, JR.,
Chairman,
Waterfront Development Board.

Referred to Committee on Finance.

July 10, 1975

Honorable Mayor and
Members of City Council
Gentlemen:

Mr. Keith Ready, a doctoral candidate at Michigan State University, presented his dissertation proposal to the Waterfront Development Board at their meeting, July 8, 1975. Mr. Ready is primarily interested in determining public recreational attitudes and behavior relating to the Grand River within the City of Lansing, i.e., he is trying to determine who uses the river, why it is used, where those who use it live, etc.

This type of survey is not new to Mr. Ready as he has studied attitudes and perceptions among residents of Northern Middlesex County, Massachusetts, concerning use of the Merimack River.

Mr. Ready will use scientific survey methods to substantiate his study. These methods and his approach will be under the supervision of Mr. Ready's University advisors who will share their social surveying experience with him. The anticipated completion date for this survey is August, 1976.

The Waterfront Development Board sees the results of this survey as being beneficial to the City in the development of its waterfront. Particularly, the boards primarily dealing with waterfront planning and implementation, i.e., the Waterfront Development Board, Park Board, and Planning Board, will better be able to satisfy the needs of those who use, or would like to use, Lansing's waterfront.

As is the case with every survey, be it academically or professionally oriented, costs are involved. Mr. Ready has indicated that his costs will amount to approximately fifteen hundred dollars (\$1,500) for such items as printing questionnaires, transportation, computer time, typing and incidental materials.

Mr. Ready has indicated that he is seeking financial assistance for this survey and has contacted interested agencies such as the State of Michigan's Department of Natural Resources, the Bureau of Outdoor Recreation and the National Park Service.

As the Waterfront Development Board sees the value of this survey for the City, they decided to request financial assistance from City Council for this project. Mr. Ready has indicated that any amount of assistance would be gratefully appreciated. Therefore this Board kindly requests that serious consideration be given to the appro-

priation of funds for this project. We feel that the information received from this will more than offset the minimal cost involved.

Respectfully submitted,

LAWRENCE DROLETT, JR.,
Chairman,
Waterfront Development
Board.

Referred to Committee on Finance.

July 8, 1975

Honorable Mayor and
Members of City Council

At its regularly scheduled meeting of July 1, 1975, the Lansing Planning Board adopted a policy governing the interactions of Planning Department staff members and citizens with whom they interact in a professional capacity.

This policy is attached and transmitted for the information of the Mayor and the City Council.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Mayor's Office and Committee of the Whole.

July 2, 1975

Honorable Mayor and
Members of City Council

Re: SUP-6-75

Gentlemen:

Mr. Johnnie Johns, owners of the Pro-Bowl located at 2122 North Logan Street, requested a Special Use Permit to construct an addition within the Flood Plain of the Grand River.

According to the Flood Plain information prepared by the Corps of Engineers, the site is located within the 50-year frequency Flood Plain.

However, upon analyzing the information supplied by Mr. Johns, and upon reviewing the aerial photographs of the April, 1975 flood, it has been determined that the area for the addition is neither within the 50 or 100 year frequency flood plain. Therefore, a Special Use Permit is not required.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

July 9, 1975

Z-21-75

3900 North Grand River Avenue

Honorable Mayor and

Members of City Council

Gentlemen:

The Planning Board, at their July 1, 1975 meeting, recommended to the City Council that the request by Anthony M. Shano to rezone property in the 3900 Block of North Grand River Avenue from A-1 Family Residential District to D-1 Professional Office District be denied.

The 1960 Comprehensive Master Plan recommends that this area be developed for medium density (4 to 10 dwelling units per acre) residential. The requested rezoning is contrary to that recommendation. There are not any valid reasons why the recommendations of the Master Plan should not be applied to this site.

The site is in a stable residential area with a majority of the land being used for single family, owner occupied homes. Allowing nonresidential land use to come into this area would jeopardize its stability by stimulating requests for similar requests in the area. One incompatible land use in a neighborhood is often used as justification for more.

This part of Lansing has adequate land zoned for D-1 Professional Office District. Those sites are within a reasonable distance of the subject property for which rezoning is requested. Most of the properties on the south side of North Grand River Avenue from 4100 to 4413 are zoned D-1 Professional Office District; also, a large parcel in the 2800 block of North Grand River is zoned for D-1, Professional Office District and is vacant.

While the proposed use of this site is not expected to have any noticeable impact upon public facilities, it will have an impact on local residential properties. Such uses require several off-street parking spaces and generate considerable on-site traffic movement. Such parking and traffic movements create noise and odors which have a negative impact on abutting residential properties.

There was no one present at the July 1, 1975 public hearing in opposition to this request. A petition was presented with seventeen (17) signatures on it stating no objection to this rezoning.

This recommendation was by a unanimous decision.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

July 3, 1975

Z-20-75

3120 North East Street

Honorable Mayor and

Members of City Council

The Planning Board, at their July 1, 1975 meeting, recommended to the City Council that the petition by Supreme Garage of Lansing to rezone property located at 3120 North East Street from "A-1" Family to "F" Commercial District be denied as filed; and further that the property be rezoned as follows:

- 1) That the west 70 feet of Lot 3, except the west 17 feet, East Street Subdivision, be rezoned from "A-1" Family Residential District to "F" Commercial District.
- 2) That the east 80 feet of Lot 3, East Street Subdivision be rezoned from "A-1" Family Residential District to "J" Parking District. Screening to be provided along the lot lines adjoining the residential uses to conform to the Lansing Zoning Regulations.

Zoning policy for this site should take into account the fact that the commercial site does exist and will most likely continue to exist for a long period of time. Rezoning would allow the petitioner to upgrade the property, as well as allowing the Planning Board and Council to obtain screening and fencing where the property abuts residential land.

The boundaries of this site are acceptable as boundaries for this zoning district, except where the property abuts residential lots to the east and to the northeast. It is recommended that the petitioner be required to supply and maintain screening and fencing where the subject property abuts residential properties.

There was no one present at the July 1, 1975 public hearing in opposition to this request. This recommendation was by a unanimous vote.

Sincerely,

DAVID L. PURVES,
for Allen E. Tubbs,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

July 3, 1975

Z-24-75

2928 Pleasant Grove Road

Honorable Mayor and

Members of City Council

The Planning Board, at their July 1, 1975 meeting, recommended to the City Council

that the petition by Thomas H. Skehan to rezone property located at 2928 Pleasant Grove Road from "A-1" Family Residential District, "B-1" Residential, and "J" Parking District to "D-1" Professional Office District be denied as filed; and further, that the portions of the property currently zoned "B-1" Residential and "J" Parking be rezoned back to "A-1" Family District.

The 1960 Comprehensive Master Plan recommends that this site be developed for low density (2 to 3 dwelling units per acre) residential. Development in this area has, to date, been low density residential in nature. The requested rezoning is contrary to the recommendations of the Master Plan and to the existing development in this area.

While an office building, or complex, would not destroy the surrounding residential neighborhood, it could very easily be a major factor in the eventual downfall of a very nice residential area. There have not been any changes in this area that would warrant subjecting this residential neighborhood to the disruption of a non-compatible land use. The large size of this site would allow construction of a large building which could generate considerable traffic. Such traffic would have considerable negative impacts on residential properties in the area.

At the present time, there are sites in this part of Lansing that are zoned for "D-1" Professional Office District that could be utilized by people needing an office in the area. For example, to the north there is a site on the northwest corner of Victor Avenue and Pleasant Grove that has vacant office buildings on it. West of the subject property on the northwest corner of Waverly Road and Malibu Drive, there is a vacant office building. Southwest of the subject property, the north side of Holmes Road at about the 2000 block, is another "D-1" Professional Office site which is vacant. There are also offices available east of Pleasant Grove Road on West Mt. Hope Avenue.

The 2.97 acre parcel of land is one of the fast dwindling parcels left in Lansing that can be effectively utilized for residential purposes. It would be ludicrous to waste prime residential land for an office building when there are literally thousands of parcels that are marginal for residential use but are more suitable for office use. Lansing has had a fairly effective "informal policy" for this area to date and now is no time to abuse that policy.

The petitioner stated at the July 1, 1975 meeting that he was only interested in office zoning on the easterly 125 feet of the property. The Planning Board believes that an office zoning, no matter what the size, would over the long run have adverse affects on the surrounding residential areas.

At the July 1, 1975 public hearing, a petition was presented in opposition to this rezoning with 56 signatures on it. Six persons spoke in opposition at the hearing, and there were 15 persons in the audience opposed to the request.

This recommendation was by a unanimous decision.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

July 3, 1975

Z-25-75

1205-1209 East Saginaw Street

Honorable Mayor and

Members of City Council

Gentlemen:

The Planning Board, at their July 1, 1975 meeting, recommended to City Council that the petition by the Michigan Division of the American Cancer Society to rezone property at 1205 and 1209 East Saginaw Street from "J" Parking District to "D-1" Professional Office District be approved.

The proposed rezoning would remove the "J" Parking District and replace it with "D-1" Professional Office District. The area in question was zoned "J" Parking in the first place to provide adequate parking for the use of the site. Because of a change in the Zoning Ordinance, the "J" Parking District is no longer necessary. The proposed rezoning is basically changing a commercial or office supplementary zone to an office zone.

There was no one present at the July 1, 1975 public hearing in opposition to this request.

This recommendation was by unanimous decision.

Sincerely,

DAVID L. PURVES,
for Alan E. Tubbs,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

July 3, 1975

Z-26-75

5100 Block Jolly/Cedar Court

Honorable Mayor and

Members of City Council

Gentlemen:

The Planning Board, at their July 1, 1975 meeting, recommended to City Council that the petition by Josepha H. Granger and William H. Martin to rezone property in the 5100 and 5200 blocks of Jolly/Cedar Court from "J" Parking District to "F" Commercial District be approved.

The long, narrow strip is presently zoned "J" Parking District and has been that way since the original rezoning along Jolly/Cedar Court. According to the previous rezoning file, the "J" Parking strip was utilized to insure adequate parking for the potential commercial uses on the street.

Since that time, the Zoning Ordinance has been changed to stipulate parking requirements for each particular type of use. Because of this, whatever use goes in must provide parking as specified in the Zoning Ordinance.

The "J" Parking District, therefore, serves no vital function in this particular instance, other than to force the parking in the front of any buildings to be constructed on the site.

No one was present at the July 1, 1975 public hearing in opposition to the request.

This recommendation was by a unanimous decision.

Sincerely,

DAVID L. PURVES,
for Alan E. Tubbs,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

July 3, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and

Council Members:

On July 27, Mr. and Mrs. Ray Davis, 1701 W. Shiawassee, will be celebrating their 50th Wedding Anniversary and will be inviting numerous friends to their home to celebrate what truly is an unusual occasion, especially in this day and age. They have requested that you grant the following permissions:

- The right of guests to park on both sides of the street of the 1700 block of W. Shiawassee, since this block is signed "NO PARKING."
- The right of guests to park on both sides of the street on the one block of Memphis just north of Shiawassee, which presently is posted for two hour parking on the east side and "NO PARKING" on the west side.

Inasmuch as July 27 is a Sunday, Mr. and Mrs. Davis do not feel that such permissions would interfere with traffic or be of any inconvenience to their neighbors.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on City Affairs with power to act.

July 14, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and

Council Members:

In accordance with the ordinance dealing with the Housing and Community Development Act of 1974, such ordinance taking effect July 1, 1975, I am submitting the following to you:

Eight recommended appointments to the Human Resources Advisory Board, 4 of which are appointed from Wards and 4 from At Large. Of the total, 3 are women, 2 are minorities, one is a carry-over from the former Model Cities Policy Board, and representation covers labor, education, State government, youth and small business.*

I urge your attention to the confirmation of the recommended appointees so that this Board can organize as soon as possible to conduct the business at hand.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

July 14, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and

Council Members:

In accordance with the ordinance dealing with the Housing and Community Development Act of 1974, such ordinance taking effect July 1, 1975, I am submitting the following to you:

Eight recommended appointments to the Housing and Redevelopment Advisory Board, 4 of which are appointed from Wards and 4 from At Large. Of the total, 6 are carry-overs from the former Urban Redevelopment Board, and 2 are new recommended appointments, one being from the former Policy Board of Model Cities*.

I urge your attention to the confirmation of the recommended appointees so that this

Board can organize as soon as possible to conduct the business at hand.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

July 14, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall
Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

Because of the question of last week of whether or not I attempted, the week previously, to veto a Model Cities' contract not formally approved by you, I am attaching hereto a transcript of that portion of the Council Session dealing with the various contracts. A copy has already been furnished the City Attorney by my office.

Your careful study of the transcript is warranted. Highlighted is confusion by everyone, including you and the City Clerk. More than anything, it verifies why the acceptance of a large number of Model Cities contracts should not be considered on short notice and with little semblance of order in their submission to you, and to the City Clerk.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

July 14, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall
Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

The attached letter from Blanche Gavin, Acting Program Manager for the Detroit Area Office of H.U.D., is confirmation of the Detroit Office's earlier indication that Model Cities residual funds can be used to defray operational costs for the City's solid waste program. A copy has been forwarded to James Dowsett for his attention.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

July 10, 1975

Honorable Mayor Pro-Tem and
Lansing City Council
Tenth Floor, City Hall
Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

This is to advise you that the planning figures recently received from the Tri-County Regional Manpower Consortium for FY 1976, Public Service Employment, are as follows:

A. Total Available (Title II and Title VI)	\$5,091,373
B. Allocation within the Consortium Area Lansing	\$1,895,909
Ingham County (Less Lansing and East Lansing)	1,997,018
Eaton County	641,772
Clinton County	475,212
Consortium PSE Position	10,745
Consortium Administration (1.4%)	70,717
TOTAL	\$5,091,373

From these planning figures it appears that these funds for FY 1976, Title II and Title VI will be allocated in the Tri-County Area according to the following formula-tion:

Proposed Title II FY76 Allocation

City of Lansing	376,387.00
Ingham County	395,250.00
Clinton County	97,741.00
Eaton County	133,616.00
Sub-total	1,002,994.00

Proposed Title VI FY76 Allocation

City of Lansing	1,519,522.00
Ingham County	1,601,768.00
Clinton County	377,471.00
Eaton County	508,156.00
Sub-total	4,006,917.00

Total Available Funds

City of Lansing	1,895,909.00
Ingham County	1,997,018.00
Clinton County	475,212.00
Eaton County	641,772.00
Sub-total	5,009,911.00

Consortium P.S.E. Position	10,745.00
Consortium Administration	70,717.00
TOTAL	5,091,873.00

It has been recommended that these funds be used for all existing position (Title II and Title VI) through June 30, 1976, including those that are presently frozen and the shifting of certain positions from Title II funding to Title VI funding. Further, any excess allocation may be utilized for contractor administration of existing programs and to provide for a minimal increase in the number of positions where short term work projects are emphasized.

The programmatic details are being formulated by the City's Manpower Director who will forward them to the Screening Committee for final approval and recommendation to you.

Respectfully,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING RESOLUTIONS — YOU MAY SPEAK ONLY FOR 3-MINUTES ON ANY ONE RESOLUTION.

Joseph Reid, Attorney for American Mobil Sign Company spoke relative proposed sign ordinance that is on for passage.

Anselmo Rodriguez, 619 N. Frances St., spoke relative appointment of Larry Lopez, 1145 Ballard St., to the Planning Board.

Carmen Benavides, 3337 S. Catherine St., spoke relative appointment of Larry Lopez.

Larry Lopez, 1145 Ballard St., spoke.

RESOLUTIONS

By Committee on Redevelopment and Committee on Parks and Recreation—

Resolved by the City Council of the City of Lansing:

That the bid submitted by Brown Brothers, Inc., for Contract No. 1 of Phase I of the Riverfront Park located in Project No. 2, Mich. A-6, in the amount of \$468,500 (Basic Bid \$497,000 less Deductive Alternate No. 1 at \$28,500) be approved as the best and lowest acceptable bid, subject to approval of said bidder by the Equal Opportunity Division of the Detroit Area Office of the Department of Housing and Urban Development (HUD); however, failure of HUD to respond to the request for approval within fifteen (15) working days shall be considered as approval.

Be It Further Resolved that the Mayor

and City Clerk be authorized and directed to execute a contract with said Brown Brothers, Inc., on behalf of the City of Lansing, according to said bid presented and specifications on file; upon approval as to form of the contract and the bonds and insurance policies by the City Attorney, and upon certification as to the availability of funds by the City Controller, and upon approval of said Brown Brothers, Inc., by the Equal Opportunity Division of the Detroit Area Office of HUD in the manner herein specified.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and Properties—

Resolved by the City Council of the City of Lansing:

That Change Order No. 2, to contract between McNeilly Construction, Inc., and the City of Lansing, Michigan, dated January 15, 1975, increasing the contract amount by \$9,306.00, from \$219,425.74 to \$228,731.74, because of additional concrete curb and gutter, curb inlets, and catch basins required to accommodate revised sewer and drainage plans at the Lansing City Market be approved, and

That the Mayor and City Clerk be and are hereby authorized and directed to execute said Change Order No. 2, upon its approval as to form by the City Attorney and certification as to the availability of funds by the City Controller.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and Properties—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing Building Commissioner determined on April 25, 1973, that the building located at 521 Birch Street, S 40 ft. of Lots 6, 7, and 8, Mishler Subdivision, 3301-17-452-182, Lansing, Michigan, was an unsafe or dangerous building as defined in Section 203 of the Uniform Building Code and the housing law of Michigan, and

Whereas, the Building Commissioner issued a notice to J. Morris, O. Lenz, E. Fisher, and M. Donovan, owners, as appears from the last local tax assessment records, requesting them to appear at a hearing to show cause why the building should not be demolished or otherwise made safe; and

Whereas, a hearing before the Hearing Board was held June 24, 1975, at which hearing, J. Morris, O. Lenz, E. Fisher, and

M. Donovan did not appear, and the Hearing Officers determined that the building did not meet minimum housing code standards and ordered the building demolished or otherwise made safe; and

Whereas, said Hearing Officers have filed a report of their findings and order with the Lansing City Council, and have requested the City Council to take appropriate action under Section 203 of the Uniform Building Code and the housing law of Michigan, to require that said building be demolished or otherwise made safe; now, therefore be it

Resolved, that a hearing be scheduled for July 28, 1975, at 7:30 P.M. o'clock, at the chambers of the Lansing City Council, to review the findings and order of the Hearing Officers, and to approve, disapprove, or modify said order, and that the owner shall have the opportunity to appear at the hearing and show cause why the aforesaid building should not be demolished or otherwise made safe; now therefore be it further

Resolved, that written notice of the time and place of said hearing shall be personally served or mailed by certified mail, return receipt requested, to said owner in whose name the property appears according to the last local tax assessment records; and that said notice shall be served or mailed at least (10) days prior to said hearing date.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and Properties—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing Building Commissioner determined on March 4, 1975, that the building located at 1707 Indiana Ave., Lot 188, Franklin Heights Subd., 3301-10-206-231-6, Lansing, Michigan, was an unsafe or dangerous building as defined in Section 203 of the Uniform Building Code and the housing law of Michigan, and

Whereas, the Building Commissioner issued a notice to Charles and Leona Shelton, owners, as appears from the last local tax assessment records, requesting them to appear at a hearing to show cause why the building should not be demolished or otherwise made safe; and

Whereas, a hearing before the Hearing Board was held June 24, 1975, at which hearing, Charles and Leona Shelton did not appear, and the Hearing Officers determined that the building did not meet minimum housing code standards and ordered the building demolished or otherwise made safe; and

Whereas, said Hearing Officers have filed a report of their findings and order with the Lansing City Council, and have re-

quested the City Council to take appropriate action under Section 203 of the Uniform Building Code and the housing law of Michigan, to require that said building be demolished or otherwise made safe; now, therefore be it

Resolved, that a hearing be scheduled for July 28, 1975, at 7:30 o'clock, at the chambers of the Lansing City Council, to review the findings and order of the Hearing Officers, and to approve, disapprove, or modify said order, and that the owner shall have the opportunity to appear at the hearing and show cause why the aforesaid building should not be demolished or otherwise made safe; now therefore be it further

Resolved, that written notice of the time and place of said hearing shall be personally served or mailed by certified mail, return receipt requested, to said owner in whose name the property appears according to the last local tax assessment records; and that said notice shall be served or mailed at least ten (10) days prior to said hearing date.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and Properties—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing Building Commissioner determined on May 11, 1972, that the building located at 106 E. Hazel Street, W 1½ R of N 2½ R, Lot 4 and E 5 ft. on N 2½ R, Block 199, Original Plat, 3301-21-252-110-7, Lansing, Michigan, was an unsafe or dangerous building as defined in Section 203 of the Uniform Building Code and the housing law of Michigan, and

Whereas, the Building Commissioner issued a notice to Arthur Klepper, owner, as appears from the last local tax assessment records, requesting him to appear at a hearing to show cause why the building should not be demolished or otherwise made safe; and

Whereas, a hearing before the Hearing Board was held June 24, 1975, at which hearing, Mr. Arthur Klepper, did appear, and the Hearing Officers determined that the building did not meet minimum housing code standards and ordered the building demolished or otherwise made safe; and

Whereas, said Hearing Officers have filed a report of their findings and order with the Lansing City Council, and have requested the City Council to take appropriate action under Section 203 of the Uniform Building Code and the housing law of Michigan, to require that said building be demolished or otherwise made safe; now, therefore be it

Resolved, that a hearing be scheduled for July 28, 1975, at 7:30 p.m. o'clock, at the

chambers of the Lansing City Council, to review the findings and order of the Hearing Officers, and to approve, disapprove, or modify said order, and that the owner shall have the opportunity to appear at the hearing and show cause why the aforesaid building should not be demolished or otherwise made safe; now therefore be it further

Resolved, that written notice of the time and place of said hearing shall be personally served or mailed by certified mail, return receipt requested, to said owner in whose name the property appears according to the last local tax assessment records; and that said notice shall be served or mailed at least ten (10) days prior to said hearing date.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That the City Assessor be, and he is hereby directed to spread on the December, 1975 tax rolls, the cost of cutting weeds in the year 1975, in the amount of \$720.00, as reported this date by the Building Commissioner.

By Councilman Blair—

That Councilman May be excused from voting.

Carried.

Adopted by the following ovte:

Yeas: Councilmen Anas, Belen, Blair, Brenke, Ferguson, Gunther, McKane—7.

Nays: None.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

In accordance with P.A. 65 of 1963, we submit for appointment on the City Board of Canvassers

Peggy Bokovoy, 2900 Palmer Street

for term ending December 31, 1977, to replace Jane Weirman who resigned.

Approved by:

THEO FULTON,
City Clerk,

PETER HOUK,
City Attorney,

PAUL CREEVEY,
City Assessor,
Election Commission.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has received notification from the U. S. Department of Transportation that an Amendatory Application for an increase in a Capital Grant has been approved; and,

Whereas, this approval increases the grant amount by \$93,000 bringing the grant total to \$543,940; and,

Whereas, Lansing's match share for this grant has been previously approved and the monies for this match share are currently reserved in Account No. 101-934-120-969; and,

Whereas, the increase in this grant resulted from increased costs because of inflation;

Now, Therefore, Be It Resolved that the Mayor is directed to sign the Contract Documents after approval by the City Attorneys as to form; and,

Be It Further Resolved that the Program Coordinator is authorized to submit these documents to the U. S. Department of Transportation.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Ingham County Health Department entered into a Contract dated July 29, 1974, effective from July 1, 1974 through September 30, 1974, being PN-217 for Health Services; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Ingham County Health Department did mutually agree to extend said Contract through October 31, 1974; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Ingham County Health Department did mutually agree to amend and again extend said Contract through June 30, 1975; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Ingham County Health Department did mutually agree on June 10, 1975 to again amend said Contract; and

Whereas, the Council of the City of Lansing approved an amendment of said Contract on June 30, 1975; and

Whereas, said amendment referred to additional funds arising from the Housing

and Community Development Act of 1974; and

Whereas, there is to be a budget reduction in the amount of \$7,767 of said Contract with no additional amount; now, therefore, be it

Resolved, that the Mayor and City Clerk are directed not to sign said amendment approved June 30, 1975, but are directed to sign the attached proposed amendment of said Contract on behalf of the City of Lansing, after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the United States of America have entered into an Agreement providing the City of Lansing with a grant to plan and develop a Comprehensive City Demonstration Program; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Youth Development Corporation, Incorporated, from time to time, have entered into Contracts designed to accomplish certain portions of said Comprehensive City Demonstration Program; and

Whereas, the City of Lansing and the United States of America have entered into an Agreement providing the City of Lansing with a grant to plan and develop a Community Development Program; and

Whereas, the City of Lansing, through the Human Resources Department, desires to engage the Youth Development Corporation, Incorporated to perform certain services and activities in connection with said Community Development Program; and

Whereas, a proposed Contract has been developed by and between the City of Lansing, through the Human Resources Department, and the Youth Development Corporation, Incorporated—Youth Experience in Services Project (PN-131D) for Twenty-Three Thousand Seven Hundred Eleven and 00/100 Dollars (\$23,711.00); and

Whereas, said proposed new Contract, effective from July 21, 1975 through September 30, 1975, is to be funded by CDA residual allocations; and

Whereas, said proposed Contract is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed Contract on behalf of the City of Lansing after approval as to form by the City Attorney and after certification as to the

availability of funds by the Director of Finance and the CDA Fiscal Officer.

Adopted by the following vote:

Unanimously.

July 14, 1975

Hon. Mayor Gerald W. Graves,

Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor, Mayor Pro-Tem

and Council Members:

I hereby certify that the attached contract between the City of Lansing and the Youth Development Corporation (PN-131), in the amount of \$181,374.00, complies with Section 2A-11 of the Community Development Ordinance. This contract meets the requirements set forth for certification pursuant to the above-cited section.

Respectfully submitted,

RALPH CASCARILLA,
Acting Director,
Community Development
Management Dept.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the United States of America have entered into an Agreement providing the City of Lansing with a grant to plan and develop a Community Development Program; and

Whereas, the City of Lansing, through the Human Resources Department, desires to engage the Youth Development Corporation, Incorporated to perform certain services and activities in connection with said Community Development Program; and

Whereas, a proposed Contract has been developed by and between the City of Lansing, through the Human Resources Department, and the Youth Development Corporation, Incorporated to provide for a YDC Program (PN-131) funded in the amount of \$181,374.00; and

Whereas, said proposed Contract, effective from August 1, 1975 through June 30, 1976 is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and the City Clerk are hereby directed to sign said proposed Contract on behalf of the City of Lansing after approval as to form by the

City Attorney and after certification as to the availability of funds by the Director of Finance.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, under the new Community Development program being administered by the City, the Planning Board and Re-development Board will have major input into programs being proposed; and

Whereas, the City of Lansing's Affirmative Action Program was outlined in the City's Affirmative Action Plan on November 13, 1972;

Now, Therefore, Be It Resolved that the City Council recommends that in future appointments to the above-named boards, the Mayor includes minorities.

By Councilman Belen (Ferguson)—

That the resolution be amended by striking the word "minorities" and inserting "both black and chicano representation."

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Brenke, Ferguson, Gunther, May, McKane—7.

Nays: Councilman Blair—1.

By Councilman Blair—

The reason I am apposing this, I feel it violates the Affirmative Action Program and eliminates many other minorities who live in the Lansing area.

The resolution as amended was adopted by the following vote:

Yeas: Councilmen Anas, Belen, Brenke, Ferguson, Gunther, May, McKane—7.

Nays: Councilman Blair—1.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows:

\$ 550.00 from Reserve for Conferences & Workshops
A/C 101-941-000-864

\$ 550.00 to Conferences & Workshops—Assessor's
A/C 101-209-000-864

\$ 1,800.00 from Printing Equip. Rental
A/C 101-213-000-947

1,800.00 from Reserve for Emergencies
A/C 101-941-000-963

\$ 3,600.00 to Printing Equipment—Central Stores
A/C 101-213-000-978

\$ 600.00 from Salaries—Purchasing Dept.
A/C 101-233-000-702

\$ 600.00 to Wages—Temporary Help—Purchasing
A/C 101-233-000-707

\$50,468.00 from Estimated Revenues
A/C 150-000-000-160

\$16,042.00 to Salary & Fr. Ben.—
Controllers
A/C 153-802-003-702.01

8,021.00 to Salary & Fr. Ben.
March—Controllers
A/C 153-802-003-713.01

15,878.00 to Salary & Fr. Ben.—
Planning
A/C 153-802-003-702.02

8,802.00 to Salary & Fr. Ben.
March—Planning
A/C 153-802-003-713.02

500.00 to Supplies
A/C 153-802-003-762

425.00 to Project Inspection
Fee
A/C 153-802-003-807

800.00 to Project Audit
A/C 153-802-003-808

\$16,402.00 from Administration
A/C 153-870-001-956

\$12,264.00 to Salaries
A/C 153-870-001-702

4,138.00 to Fringe Benefits
A/C 153-870-001-715

\$ 1,600.00 from Operating Supplies—
Cemetery Fund
A/C 516-538-000-740

\$ 1,600.00 to Insurance—Admin.
—Cemetery Fund
A/C 516-536-000-910

\$ 2,568.00 from Witness & Jury Fees—
District Court
A/C 760-136-000-829

\$ 2,568.00 to Salaries & Longevity—District Court
A/C 760-136-000-702

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

JOHN T. ANAS,
TERRY J. MCKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT V

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That the supplementary special assessment roll for razing a private residence:

Assessment Roll No. 18-K

Location—708 N. Cedar

as returned by the City Assessor be and the same is hereby ratified and confirmed, and that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to refund to all persons who have paid said tax as originally assessed the pro rata amount of difference as shown in said supplementary roll, and collect all unpaid tax as shown on said roll on or before October 14, 1975.

Adopted by the following vote:

Unanimously.

ZONINGS

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-20-75 — 3120 North East Street,

be re-zoned from "A" One Family Residence District to "F" Commercial District and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 4th day of August, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zon-

ing Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-24-75 — 2928 Pleasant Grove Rd.,

be re-zoned from "B" One Family Residence District to "D" Professional Office District and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 4th day of August, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 23rd day of June, 1975, this council was petitioned to change the following described property from "J" Parking District to "D-1" Professional Office District all as set for in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 14th day of July, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-25-75 — 1205-1209 East Saginaw Street,

more particularly described as:

That part of Lot 1, Block 1, of F. C. Taylor's Replat of Dell's Subdivision of Lot 14 Seymour's Subdivision of the southwest $\frac{1}{4}$ of Section 10, T4N, R2W, City of Lansing, Ingham County, Michigan; and that part of Lot 15 of Seymour's Subdivision of the southwest $\frac{1}{4}$ of Section 10, T4N, R2W, City of Lansing, Ingham County, Michigan, beginning at the southeast corner of said Lot 15 and running thence along the south line of Lot 15 N87°55'50" west 150.0 feet; thence parallel with the East line of Lot 15, N2°07'40" east 130.0 feet; thence parallel with the south line of Lot 15 S87°55'50" east 27.70 feet; thence parallel with said east line N2°07'40" east 51.28 feet; thence along the centerline of a com-

mon building wall and its easterly and westerly projection S87°49'50" east 122.3 feet to a point on the east line of said Lot 15; said line being the common line between Lot 15 and F. C. Taylor's Replat; thence along said common line S2°07'40" west 82.07 feet to the northwest corner of said Lot 1; thence along the North line of Lot 1 S87°55'50" east 25.0 feet; thence parallel with the West line of Lot 1 S2°07'40" west 99.0 feet to the South line of Lot 1; thence N87°55'50" west 25.0 feet to the point of beginning,

from "J" Parking District to "D-1" Professional Office District.

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised the City Council to approve the petition; and

Whereas the Planning Committee of the City Council, to whom was referred the report of the Planning Board, did concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "J" Parking District to "D-1" Professional Office District be approved.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 23rd day of June, 1975, this council was petitioned to change the following described property from "J" Parking District to "F" Commercial District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 14th day of July, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-26-75 — 5100 Block Jolly/Cedar Court,

more particularly described as:

The west 60 feet of Lots 1, 2, 3, 4, 5, and 6, including Acker Lane of Jolly/Cedar Plaza, a Subdivision of part of the northeast $\frac{1}{4}$ of Section 4, T8N, R2W, City of Lansing, Ingham County, Michigan,

from "J" Parking District to "F" Commercial District.

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised the City Council to approve the petition; and

Whereas the Planning Committee of City Council, to whom was referred the report of the Planning Board, did concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "J" Parking District to "F" Commercial District be approved.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$2,524,423.71.

Signed:

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

By Councilman Belen—

Due to Attorney Joseph Reid asking question relative the Ordinance dealing with signs this be held up for one week for clarification.

By Councilman Ferguson—

The Ordinance be referred back to the Committee on Ordinance and Contracts.

Carried.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

That the rule prescribed in Sec. 5.5 (g) of the Charter relative to considering business not on the agenda, be waived.

Carried.

Request from Van R. Reid, 2923 Andrea Dr., to close Lujer Circle off Andrea Dr. for block party, July 19th from 5:30 to 9:30 p.m.

Referred to Committee on City Affairs.

By Councilman Ferguson—

That the resolution of July 7, 1975 relative community recreational centers in South Lansing that was referred to Committee of the Whole and tabled be taken from the table.

Adopted by the following vote:

Yeas: Councilmen Belen, Brenke, Ferguson, Gunther, May, McKane—6.

Nays: Councilmen Anas, Blair—2.

By Councilman Ferguson—

That the following resolution be substituted:

I move that the Planning Board be requested to consult with the Parks and Recreation Department in order to determine and transmit to the City Council potential locations for Community Recreation Centers within the area of southeast Lansing.

By Councilman Blair (Anas)—

That the above be amended to read as follows:

I move that the Planning Board be requested to consult with the Parks and Recreation Department and ask for from the Park Board recommendations regarding potential locations for Community Recreation Centers with the southeast section of Lansing.

Lost by the following vote:

Yeas: Councilmen Anas, Blair, Gunther—3.

Nays: Councilmen Belen, Brenke, Ferguson, May, McKane—5.

The original resolution was adopted by the following vote:

Yeas: Councilmen Belen, Brenke, Ferguson, Gunther, May, McKane—6.

Nays: Councilmen Anas, Blair—2.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing Regional Chamber of Commerce adopted the following Resolution on July 8, 1975:

"Whereas, the State of Michigan has spent approximately \$13,000,000.00 to acquire land in downtown Lansing for expansion of State offices; and,

Whereas, the City of Lansing, Ingham

County and the Lansing School District have been deprived of substantial tax base by the State's acquisition of this now idle land; and,

Whereas, the State of Michigan currently leases 936,000 square feet of office space in the Lansing area; and,

Whereas, the State of Michigan has a demonstrated need for additional office space in the downtown area; and,

Whereas, the citizens of the State of Michigan have the right to expect the administrative function of state government to be conveniently located; and,

Whereas, continued office expansion in the State Governmental Complex conforms with the plans initially established by the State of Michigan in 1922, and continuously endorsed and modernized by the State Building Commission since that date; and,

Whereas, the State of Michigan has a current proposal for the construction of two new office buildings in the State Governmental Complex and construction of said buildings would be consistent with all the aforementioned;

Be It Hereby Resolved that the Lansing Regional Chamber of Commerce urges the State of Michigan to start construction of office buildings in the State Governmental Complex or in the absence of a firm commitment for prompt development of said property that it be offered for private ownership."

Now, Therefore, Be It Resolved that the City of Lansing concurs in the Resolution as adopted by the Lansing Regional Chamber of Commerce; and,

Be It Further Resolved that the Council requests the Mayor of Lansing to formally submit the City's confirmation of this Resolution to the Governor, the Chairman and Members of the Capitol Outlay Committee and the Lansing Area Legislators.

Adopted by the following vote:

Unanimously.

REPORT OF COMMITTEE

The Committee on CITY AFFAIRS, to whom was referred the request of Van R. Reid for permission to close Lujer Circle off Andrea Drive for a block party on Saturday, July 19, 1975, from 5:00 p.m. to 9:30 p.m., reports as follows:

The Committee recommends permission be granted and that Public Service Department furnish the necessary barricades for street closing, and further that by copy of this Committee Report, the Police Department, the Fire Department, and the Traffic Engineer be informed of the block party and temporary street closing.

JULY 14, 1975

COUNCIL PROCEEDINGS

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Signed:

Council adjourned at 8:50 P.M.

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

THEO FULTON,
City Clerk.

By Councilman Ferguson—

Lansing, Michigan

That the report of the Committee be
adopted.

July 14, 1975

Adopted by the following vote:

Unanimously.

M/S

CITY CLERK'S OFFICE

Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE

U. S. POSTAGE

PAID

**Permit No. 1461
Lansing, Michigan**

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OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, July 21, 1975

CITY COUNCIL ROOMS

Lansing, Michigan

July 21, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Anas, Belen, Blair, Brenke, Ferguson, Gunther, May, McKane—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Gunther.

Pledge of Allegiance was given by Carl Thompson, 9th grade student of Walter French Jr. High.

The record of the previous session was approved as printed.

HEARING ON PROPOSED CHANGE IN ZONING CLASSIFICATION

July 21, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-22-75—600 West Shiawassee St.,
be rezoned from "D" Apartment District to "D-1" Professional Office District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

Norman Farhat, attorney appearing for Marguerite Moore and petitioner, spoke.

Referred to Committee on Planning.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

HEATING AND AIR CONDITIONING—
Miller Farms, Inc., Cook Heating and
Air/Conditioning.

ELECTRICAL CONTRACTORS—Donald
Lenon, Thomas Ellis.

RUBBISH HAULER—Fred H. Shufelt.

PUBLIC DRIVERS—Christopher Erik
Hoyt.

Referred to Committee on Ordinance and
Contracts.

Claim filed by Rita M. Huyck, 2216
Northampton Way, for damage to basement
caused by sewer.

Referred to City Attorney and Director
of Public Service.

Letter of thanks from Michigan Capitol
Girl Scouts Council, Inc., relative Lansing
Youth Block Camp Program.

Received and placed on file.

Petitions filed for rezoning:

Z-31-75—

Lot 10 and the East 27 ft. of Lot 9,
Brierly Hill Subd., City of Lansing, Ingham
County, Michigan, from "J" Parking
District to "D" Apartment District—(1313
Mary Avenue).

Z-32-75—

Lot 162 and North 15 feet Lot 163 and
South 20 ft. Lot 161, Charles Kudner Subd.,
City of Lansing, Ingham County, Michi-
gan, from "B" One Family District to "C"
Two Family District—(1003 Westmoreland
Avenue).

Z-33-75—

Lot No. 2, Stone Ridge Meadows Subd.,
City of Lansing, Ingham County, Michi-
gan, from Community Unit Plan to "DM-1"
District—(5500 blk. Kaynorth Street).

Referred to Planning Board.

Petition filed for Special Use Permit
SUP-9-75 for property at 2300 N. Waverly
Rd. for Day Care Center with 30-45 chil-
dren.

Referred to Planning Board.

Blue Star Mothers, Chapter 12 ask per-
mission to sell Blue Star Tags on Sept. 22
and 23, 1975.

Referred to Committee on City Affairs.

Letters from Michigan Municipal League
relative:

Appointment of Official Representative
at Annual Business Meeting at Mackinac
Island, Sept. 4-6, 1975.

Referred to Committee of the Whole.

Advance Convention Registration forms
for 77th Annual Convention on Mackinac
Island, Sept. 4-6, 1975.

Referred to Mayor, Councilmen and De-
partment Heads.

Letter from Michigan Liquor Commission
of application from Lawrence A. Camp-
bell and Steven L. Nettleton for new full
year Class "C" or Tavern license at 521-
523 E. Michigan Avenue.

Referred to Committee on Ordinance and
Contracts.

Letter from Donald Drabney, 504 Clifford
Street, asking for 3-ft. easement of Hunter
Park—Marcus Street access fence.

Referred to Committee on Parks and
Recreation and Park Director.

Letter from NHE/Lansing, 1313 Mary
Ave., asking to abandon sewer on ease-
ment for installation of alternate sewer.

Referred to Committee on Public Ser-
vice and Highways and Director of Public
Service.

Letter from Harry Haase, 1312 Vine St.,
in support to Councilman May in attempt-
ing cleaning up East Side Neighborhoods.

Received and placed on file and copy to
Councilman May.

Letter from Mr. and Mrs. Richard Vance,
Sr., 2331 N. Larch St., relative to selling
parcel of property adjacent to Gier Park
to City.

Referred to Committee on Buildings and
Properties.

Letter from President Physically Im-
paired Association of Michigan relative

amendment to Human Relations Code and Municipal Code of Fair Practices to include "Physically Handicapped."

Referred to Committee on Ordinance and Contracts.

Letter from Omega Psi Phi Fraternity, Inc., relative appointment of black citizens in Lansing area to serve on Boards.

Referred to Mayor and Committee of the Whole.

Letter from Mrs. Ruth Kenney, 1385 Willoughby Rd., Mason, Michigan, relative being denied use of Lansing Public Library.

Referred to Lansing School District.

Letter from Senator Richard J. Allen enclosing portion of Section of Senate Bill 880 which deals with financial disclosure and conflict of interest relative elective office.

Referred to Committee of the Whole.

Letter to Councilman Gunther from S. Martin Taylor, Director Michigan Employment Security Commission, relative leasing a portion of Topps Store.

Referred to Committee of the Whole.

Letters to Councilman Belen from Nathan E. Eustace, Exalted Ruler, Silver Leaf Lodge No. 534, Rev. J. E. Graves, Greater Lansing Ministerial Alliance, and Ernie L. K. Boone on the appointment of Larry Lopez to Planning Board.

Referred to Committee of the Whole.

REPORTS OF COMMITTEES

The Committee on ORDINANCE AND CONTRACTS approves the following applications and bonds for licenses:

HEATING AND AIR CONDITIONING—Miller Farms, Inc., Cook Heating and Air/Conditioning.

ELECTRICAL CONTRACTORS—Donald Lennon, Thomas Ellis.

RUBBISH HAULER—Fred H. Shufelt.

PUBLIC DRIVERS—Christopher Erik Hoyt.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Lansing Blue Star Mothers Chapter 12 for permission to sell Blue Star Tags on city streets on September 22-23, 1975, reports as follows:

The Committee recommends permission be granted provided the Charitable Solicitation Permit will be obtained from the City Clerk's Office.

Signed:

JOEL I. FERGUSON,
ROGER T. MAY,
JAMES D. BLAIR,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred the rezoning petition Z-5-75 for property at 2501, 2507, and 2513 Newark St. from "A-1" One Family Residential District to "C-2" Family Residence District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

July 17, 1975

Honorable Mayor and Members
of the Lansing City Council

Re: James R. Robison, Workmen's Compensation Case

Gentlemen:

James R. Robison is a thirty-one year old married man who allegedly injured his knee on April 18, 1972 while working for the Department of Parks and Recreation. Since the date of the original injury Mr. Robison has on four subsequent occasions while in the employ of the City either re-injured or aggravated the knee injury. Medical reports indicate that as a result of the injuries, Mr. Robison is suffering from degenerative arthritis of the knee.

Mr. Robison was paid workmen's compensation benefits on each occasion he was unable to return to work. Since the date of the original injury Mr. Robison has been paid approximately \$4,400 in workmen's compensation benefits and total medical expenses paid by the City have exceeded \$2,300.

Based upon the medical reports, a finding that Mr. Robison was either partially or totally disabled would not be unexpected should the matter be brought to trial. In the event such a verdict was reached, the City would be liable in the amount of approximately \$5,200 annually for an indeterminate number of years, extending perhaps as long as Mr. Robison lives.

We have offered to redeem this case in the amount of \$15,000 subject to approval by the City Council. The foregoing amount represents approximately three years of workmen's compensation benefits. In view of the circumstances of the case, we request that you authorize the redemption of the case for this amount. It should also be noted that the Personnel Director concurs in our recommendation.

Respectfully submitted,

PETER D. HOUK,
City Attorney.

By Councilman Anas—

That we concur in the recommendation of the City Attorney.

Carried.

July 17, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is Change Order No. 3 (Final), submitted by Lennie Barker Construction Co. on the Weigman Sanitary Relief Sewer, PS 67033, decreasing the amount of the contract by \$10,736.55, due to field conditions.

I would recommend approval of this Change Order.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred Change Order No. 3 (Final) submitted by Lennie Barker Construction Co. on the Weigman Sanitary Relief Sewer, PS 67033, decreasing the amount of the contract by \$10,736.55 due to field conditions, reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

July 17, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is proposed Renewal of Lease between the Grand Trunk Western Railroad Co., 131 West Lafayette Blvd., Detroit, Michigan, and the City of Lansing that will extend the City's Lease for an additional five year period beginning January 1, 1976 and expiring on December 31, 1980, at a rental rate to the City of Three Hundred Twenty (\$320.00) Dollars per annum.

I would recommend approval of said Lease.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

July 17, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: B-75-380 ROOF REPAIRS,
PS 36129

Gentlemen:

One bid for roof repairs to the City of Lansing Fire Station No. 1 located at 120 East Shiawassee, Lansing, was opened at 3:00 P.M., E.D.T. on Tuesday, July 15, 1975.

We recommend acceptance of the bid submitted by Hultberg Enterprises, Inc., in the amount of \$11,130.00. The work will be completed 120 days after the signing of the contract.

Respectfully submitted,

VAUGHAN L. McKINCH,
Purchasing Director,

ROBERT R. BACKUS,
Public Service Director.

Referred to Committee on Buildings and Properties.

July 17, 1975

Honorable Mayor and
Members of the City Council
City of Lansing

Re: Request to attend Conference

Gentlemen:

At their regular board meeting of July 16, 1975, the Park Board approved the request for David Phillips, Superintendent of Forestry to attend the International Shade Tree Conference in Detroit, Michigan, August 11 to 14, and requests that City Council approve the estimated expenses of \$103.00. This is in accord with present policy on conferences.

Respectfully submitted,

THEODORE J. HASKELL,
Director of Parks and
Recreation.

Referred to Committee on Finance.

Letter (a)

July 17, 1975

Honorable Mayor Graves
and Members of City Council

Gentlemen:

At their July 9, 1975 meeting the Traffic Board recommended that Left Turns be prohibited from northbound Pennsylvania Avenue to westbound Alden Drive during the hours 7 A.M.-9 A.M. and 3 P.M.-6 P.M., except Saturday and Sunday. Pennsylvania

narrows to four lanes south of Alden Drive and left turning vehicles block one thru lane of traffic. During peak traffic flow hours this creates a high accident potential.

The recommendation was approved by a 5-0 vote.

Respectfully submitted,

LANSING TRAFFIC BOARD
Raymond O. Severy, Secretary.

Referred to Committee on Public Safety.

REPORT OF COMMITTEE

The Committee on PUBLIC SAFETY, to whom was referred the recommendation of the Traffic Board that left turns be prohibited from northbound Pennsylvania Avenue to westbound Alden Drive during the hours of 7 A.M.-9 A.M. and 3 P.M.-6 P.M., except Saturday and Sunday, reports as follows:

The Committee concurs in the recommendation of the Traffic Board.

Signed:

TERRY J. McKANE,
JOHN T. ANAS,
WILLIAM A. BRENKE,
JOEL I. FERGUSON,
ROGER T. MAY,
Committee on Public Safety.

By Councilman McKane—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

Letter (b)

July 17, 1975

Honorable Mayor Graves
and Members of City Council
Gentlemen:

The construction of the North Elementary School necessitates the closing of Curry Lane at the School property. Curry Lane is presently One Way from Kaynorth Road to Miller Road. Since closing Curry Lane at the School property will make it into two dead end streets, the Traffic Board recommended that the One Way restriction be removed and that two way traffic be allowed.

In addition, this closing changes Curry Lane into two separate streets, and the Board recommended that the north-south segment of present Curry Lane be renamed.

These recommendations were approved by a 5-0 vote.

Respectfully submitted,

LANSING TRAFFIC BOARD
Raymond O. Severy, Secretary.

Referred to Committee on Public Safety.

The recommendation was approved by a 5-0 vote.

Respectfully submitted,

LANSING TRAFFIC BOARD
Raymond O. Severy, Secretary.

Referred to Committee on Public Safety.

REPORT OF COMMITTEE

The Committee on PUBLIC SAFETY, to whom was referred the recommendation of the Traffic Board that Curry Lane be closed at North Elementary School and two way traffic be allowed, and that the north-south segment of present Curry Lane be renamed, reports as follows:

The Committee concurs in the recommendation of the Traffic Board to close Curry Lane at North Elementary School and allow two-way traffic on the remaining portions, and further that the matter of renaming the north-south segment of Curry Lane be referred to the Committee on Ordinance and Contracts.

Signed:

TERRY J. MCKANE,
JOHN T. ANAS,
WILLIAM A. BRENKE,
JOEL I. FERGUSON,
ROGER T. MAY,
Committee on Public Safety.

By Councilman McKane—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

Letter (c)

July 17, 1975

Honorable Mayor Graves

and Members of City Council

Gentlemen:

Increases in traffic on Logan Street and on Miller Road have resulted in substantial increases in accidents at the intersection of these two streets. The increase in traffic volume and in the number of accidents is such that a traffic signal is warranted at this location. The Michigan Department of State Highways and Transportation agrees a signal is warranted, and since Logan Street is a State Highway at this point, they will perform the necessary engineering and prepare plans for installation of the signal.

The Traffic Board recommended that a traffic signal be erected at Miller Road and Logan Street, and at the time of installation Pheasant Street be designated One Way northbound from Miller Road to Bleisner Street.

REPORT OF COMMITTEE

The Committee on PUBLIC SAFETY, to whom was referred the recommendation of the Traffic Board that a traffic signal be erected at Miller Road and Logan Street and at the time of installation Pheasant Street be designated One Way northbound from Miller Rd. to Bleisner Street, reports as follows:

The Committee concurs in the recommendation of the Traffic Board.

Signed:

TERRY J. MCKANE,
JOHN T. ANAS,
WILLIAM A. BRENKE,
JOEL I. FERGUSON,
ROGER T. MAY,
Committee on Public Safety.

By Councilman McKane—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

July 10, 1975

Honorable Mayor Gerald W. Graves and

Members of Lansing City Council

City of Lansing

Tenth Floor, City Hall

Lansing, Michigan 48933

Dear Mayor and Council Members:

On May 17, 1974, Seidman & Seidman issued an audit report on the operation of the Spanish Library project (PN-26R) during the period May 25, 1971 to July 31, 1971. Correspondence with the Current President of Sol de Aztlan has resulted in the clearance of audit findings 1, 2, 3 and 6. However, findings 4 and 5 remain unclear.

The Agency response to finding 4 stated that they were under the impression that budgeted funds had to be spent within 80 days since the contract period covered slightly more than two months. This resulted in purchases being made on an immediate basis through the use of advance payments. Unfortunately, the supplier through whom purchase orders were placed no longer is in business and obviates any

opportunity to obtain refunds for books not received or improper billings for postage and handling.

Although a large number of books still are available, the fact this Agency no longer is in operation has prevented the compilation of an accurate inventory. Arrangements are being made to move the books to temporary storage in the City Hall Annex where a physical inventory will be taken before reassignment through contract with the Lansing Public Library or Lansing School District.

In view of the above, this office does not feel any further action can be taken to clear the audit findings of the Spanish Library.

Respectfully,

MRS. JACQUELINE WARR,
Director,
City Demonstration Agency.

Referred to Committee of the Whole.

July 17, 1975

Honorable Mayor Gerald W. Graves and
Members of Lansing City Council
Tenth Floor, City Hall
Lansing, Michigan 48933

Dear Mayor Graves and Council Members:

Happy Day Children's Center, (PN 114) has declared a van stationwagon they have in their possession as surplus to their needs. Within the provisions of the Lansing City Ordinance, Article IX, Section 2-92.3, we hereby provide notification that the Human Resources Department intends to transfer this non-expendable property item, which was purchased with Department of Housing and Urban Development (H.U.D.) funds, to Youth Development Corporation, Inc., (PN 131).

A Personal Property Transfer form will be completed to effect this transfer.

Sincerely,

MRS. JACQUELINE WARR,
Director,
Human Resources Department.

Referred to Committee of the Whole.

July 17, 1975

Honorable Gerald W. Graves
Mayor of Lansing
City Hall
Lansing, Michigan

Dear Mayor Graves:

Pursuant to your communication of July 9, 1975 regarding Lansing Planning

Board review of an application for H.U.D. Section 8 Rental Assistance Program under Section 213(a) of the Housing and Community Development Act of 1974, an analysis has been performed on the Lansing Housing Commission's submission. Under provisions of the Lansing Community Development Ordinance (Article VI, Section 2A-26), the Planning Board must determine whether the application for Section 8 Assistance is consistent or inconsistent with the housing needs of the community.

Presently, according to estimates from census data (as reflected in the Housing Assistance Plan), Lansing has approximately 6300 low income households that are living in inadequate conditions. Of this total, approximately 2,200 are estimated to be low income elderly and handicapped households, and 455 are estimated to be low income large family households. Based on these figures, the Lansing housing market continues to show a strong need for suitable housing for low income households. Review of housing application files at the Housing Commission and Relocation Offices reveal that there is a strong demand by low income households for one, two, and three bedroom dwelling units. Although there is a consistent demand for four and five bedroom units, it is significantly less than the small bedroom category.

The Section 8 application, as filed by the Lansing Housing Commission, requests annual contribution contracts from H.U.D. with the following bedroom breakdown:

Efficiency and 1-bedroom units	18
(58% for elderly households)	
2-bedroom units	27
3-bedroom units	21
4 and 5-bedroom units	14
TOTAL HOUSEHOLDS	80

The Planning Board finds that the bedroom composition existing within the Section 8 application is consistent with the low income housing requirements of the community and those needs identified by the Housing Assistance Plan.

Sincerely,

DAVID L. PURVIS,
Acting Secretary,
Lansing Planning Board.

Referred to Mayor.

July 17, 1975

Honorable Mayor and Members
of City Council

Gentlemen:

Attached you will find a paper prepared by the Planning Department, in consulta-

tion with the Parks and Recreation Department, which suggests potential sites for a recreation center in southeast Lansing, along with the criteria by which that potential was judged.

At the meeting of the Lansing Planning Board held July 15, 1975, this paper was reviewed and, in conformance with the City Council action of July 14, 1975, is hereby transmitted to the Mayor and City Council.

Sincerely,

DAVID L. PURVIS,
Acting Secretary,
Lansing Planning Board.

Referred to Committee of the Whole.

July 17, 1975

Honorable Mayor Graves and

Members of City Council

Gentlemen:

Approximately two years ago the Planning Board initiated a study of our Capital Improvements Program and process, as well as the Planning and Budgeting systems utilized by other units of government. The Board felt that one and one-half months devoted to departmental technical planning and budgeting and two meetings for review and approval of the CIP Six Year Program by the Planning Board was totally inadequate and unacceptable. In addition, the state of the economy, increased cost to the tax payers, and the shortage of available resources for capital expenditures makes it imperative that the Capital Improvements Program reflect the needs and problems of our city in the most systematic and economical manner possible. Therefore, to maximize our capital expenditures in an efficient and effective fashion, based on articulated needs and policies, the Capital Improvements Program Planning and Budgeting Process must be revised and modified.

After several months of discussion, analysis and review, the Planning Board formally adopted a "new" year-round continuous CIP Planning and Budgeting Process at their regular meeting on June 3, 1975. The Board also developed an Interim CIP Process to be utilized during fiscal year 76 (see attachments).

In order to achieve success in implementing the "new" process and in gaining positive program results, all CIP participants must work together with common goals, objectives, strategies, and policy direction. The Planning Board therefore requests that you consider the "new" CIP Process and recommends your immediate formal adoption and continuing active support of that Process.

Sincerely,

DAVID J. PURVIS,
Acting Secretary,
Planning Board.

Referred to Mayor and Committee on Finance.

July 18, 1975

Mayor and City Council

Lansing, Michigan

Gentlemen:

It is almost two years since, with much noise and fanfare, that Spira Mart was to develop the 100 Block of Michigan and Washington. They were permitted to remove the blacktop from the lot and it has been used promiscuously for parking. During bad weather, it is certainly a sea of mud and an eyesore.

Now that the property has been returned to the City, it would seem that we should order the hardsurfacing of this lot with a green area around the perimeter and permit parking. The cost of the hardsurfacing would certainly be paid back by parking fees charged and would give much needed parking space to the downtown area. I am sure it would be more of an incentive to a developer than a mudhole.

Attached is the Public Service Department's estimate of the cost of hardsurfacing the lot.

Sincerely,

JOEL I. FERGUSON,
Councilman-at-Large.

Referred to Committee on City Affairs and Committee on Public Safety.

July 18, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

Tenth Floor—City Hall

Lansing, Michigan

Dear Mr. Mayor Pro-Tem and
Council Members:

This is to advise you that this office, on July 17, 1975, received the attached communication from Mr. Charles F. Brown, President of the Lansing Regional Chamber of Commerce.

As you will note, the Lansing Regional Chamber of Commerce is supportive of the efforts of North Central Airlines in its request before the Civil Aeronautics Board seeking the authority to provide non-stop flights between Detroit and Boston. Further, they are requesting the City of Lansing to consider participating in the hiring of a practitioner based in Washington, D.C. with experience in appearing and presenting briefs before the Civil Aeronautics Board.

I am requesting that you give the aforementioned correspondence your attention and act accordingly.

Respectfully,

GERALD W. GRAVES,
Mayor.

Referred to Committee on City Affairs.

By Committee on City Affairs—

Resolved by the City Council of the City of Lansing:

That the City Council concurs with the Mayor's recommendation that the City of Lansing shall participate in the hiring of a practitioner based in Washington, D.C., experienced to appear and present briefs before the Civil Aeronautics Board.

Adopted by the following vote:

Unanimously.

July 21, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

On Friday, July 18, 1975, a meeting was convened in my office with Mr. Scott Hilliary and Mr. Bill Buckley, representing the Lansing Jaycees; Mr. Ted Haskell, representing the City of Lansing's Parks and Recreation Department; and Mr. Hal Perry, Business Representative for Painter's Local No. 845. The purpose of this meeting was to discuss a proposal made by Mr. Perry offering to provide apprenticeship trainees to paint the interior of the Dodge Mansion. These workers are enrolled in a "Journeyman Upgrade Program" sponsored by a contract with Lansing Community College and funded through the Tri-County Regional Manpower Consortium. Mr. Perry has stated that approximately 15 trainees are involved in this work experience program and they could be immediately directed to the location referenced above for a period of five weeks.

As you are aware, the City Council has given primary responsibility for the renovation of the Dodge Mansion to the Lansing Jaycees via a contract. My office has been advised that the contract is now fully executed and it is awaiting final review by the Department of Housing and Urban Development. However, both Mr. Haskell and the Jaycee representatives have agreed that the skilled labor of these trainees is certainly needed and they should be put to work on the site in an expeditious manner.

The remaining question relates to the cost of materials needed for this work and which cannot be furnished by Mr. Perry under the training contract. I have pursued this question with the City Controller, Mr. James Dowsett, and he has advised that there are unencumbered funds in Federal Revenue Sharing Account No. 249-936-236-975 for Dodge Mansion Renovation. I recommend that the City Council authorize expenses to be incurred for materials in an amount not to exceed \$5,000, and documented upon request. Mr. Perry has also informed me that he has commitments for 50 gallons of donated paint and other materials at this point to complement any allocation made by the City of Lansing.

As you are aware, I have not been in accord with the purchase of the Dodge Mansion in the past. However, we do have it on our hands and, hopefully, the taxpayers will have to spend a few of their hard-earned dollars as soon as possible in the coming years to support this old building. One method of eliminating direct outlay of tax dollars is the means already mentioned. I am fully in accord with the already mentioned proposal because I believe it represents the best combination of volunteer participation and a maximization of available resources. The proposal takes a direct step to "dress up" the old building without solely relying upon local tax dollars to defray the cost.

Your prompt consideration of this proposal would be greatly appreciated.

Sincerely,

GERALD W. GRAVES,
Mayor.

By Councilman Gunther—

That we concur in the recommendation of the Mayor and this be referred to the Committee on Parks and Recreation with power to act.

Carried.

July 14, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

Attached is a communication that came into my office on July 8, 1975, pertaining to the recent arraignments made by the District Court by telephone. Inasmuch as this came through the United States Mail, but contained no official signature, I am forwarding it to you as a matter of record.

Apparently the individual who forwarded this communication is of the opinion that

the City of Lansing has full control over the District Court system. As you know, such is not fact, and the Courts in the State of Michigan are quite independent of anyone.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING RESOLUTIONS. YOU MAY SPEAK ONLY FOR 3-MINUTES ON ANY ONE RESOLUTION.

No persons spoke.

RESOLUTIONS

By Committee on Public Service and
Highways and Committee on
Redevelopment—

Resolved by the City Council of the City
of Lansing:

That the bid submitted by Brown Brothers, Inc., for the City Market Drive Contract PS 36127, located in Project No. 2, Mich. A-6, in the amount of \$68,753.80 be accepted, as the best and lowest acceptable bid, subject to approval of said bidder by the Equal Opportunity Division of the Detroit Area Office of the Department of Housing and Urban Development (HUD); however, failure of HUD to respond to the request for approval within fifteen (15) working days shall be considered as approval.

An additional 15% in the amount of \$10,313.82 is hereby authorized to be encumbered by the Controller for contingencies, making the total encumbered amount under this Contract, \$79,072.62.

After the award, the successful bidder shall be required to execute the contract as specified within ten days after the prescribed forms are presented to him for signature as stipulated in Instruction to Bidders of the Contract.

Be It Further Resolved that the Mayor and City Clerk be authorized and directed to execute a contract with said Brown Brothers, Inc., on behalf of the City of Lansing, according to said bid presented and specifications on file, upon approval as to the form of the contract and the bonds and insurance policies by the City Attorney, and upon certification as to the availability of funds by the City Controller, and upon approval of said Brown Brothers, Inc., by the Equal Opportunity Division of the Detroit Area Office of HUD in the manner herein specified.

Adopted by the following vote:

Unanimously.

By Committee on Public Service
and Highways—

Resolved by the City Council of the City
of Lansing:

That the proposed Renewal of Lease between the Grand Trunk Western Railroad Co., 131 West Lafayette Blvd., Detroit, Michigan, and the City of Lansing that will extend the City's Lease for an additional five year period beginning January 1, 1976 and expiring on December 31, 1980, at a rental rate to the City of Three Hundred Twenty (\$320.00) Dollars per annum, be approved, and

Be It Further Resolved that the Mayor and City Clerk be authorized to sign this Lease upon certification of the City Controller as to the availability of funds, and after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee on Public Service
and Highways—

Resolved by the City Council of the City
of Lansing:

That the City Assessor be, and he is hereby directed to spread on the December, 1975 tax rolls, the cost of cutting weeds in the year 1975, in the amount of \$407.50, as reported this date by the Building Commissioner.

By Councilman Brenke—

That Councilman May be excused from
voting.

Carried.

Councilman May abstained from voting:

Adopted by the following vote:

Unanimously.

By Committee on Redevelopment—

Resolved by the City Council of the City
of Lansing:

RESOLUTION AUTHORIZING THE SALE, ISSUANCE AND DELIVERY OF PROJECT NOTES IN THE AGGREGATE PRINCIPAL AMOUNT OF \$2,212,000 AND THE EXECUTION OF REQUISITION AGREEMENT NO. 3—1975

Whereas, the City of Lansing (herein called the "Local Issuing Agency") has entered into one or more contracts (which together with any supplements thereto or amendments or waivers of any provisions thereof, are herein called the "Contract") with the United States of America (herein called the "Government") providing for a

loan by the Government to the Local Issuing Agency for financing the urban renewal, low-rent housing or redevelopment project described in the contract and herein called the "Project"; and

Whereas, pursuant to advertisement for the receipt of proposals for the purchase of the Third Series 1975 of Project Notes (herein sometimes called "New Project Notes") of the Local Issuing Agency aggregating \$2,212,000, which appeared in a Notice of Sale published on June 27, 1975, in The State Journal in the City of Lansing, Michigan and the Daily Bond Buyer in the City of New York, New York, proposals for the purchase of the New Project Notes in the form approved by the Local Issuing Agency was received, opened and canvassed at the time and place mentioned in the said advertisement, to wit, at the office of the City Clerk, 9th Floor, City Hall, in the City of Lansing, Michigan 48933, at one o'clock P.M., E.D.S.T. on July 15, 1975, which proposals are as follows:

Name of Bidder

First National City Bank & Associates

Principal Amount—\$2,212,000

Interest Rate—3.59% Premium—\$37.00

Bank of America, N.T. and S.A. with Bankers Trust Co.

Principal Amount—\$2,212,000

Interest Rate—3.73% Premium—\$47.00

Chemical Bank, In Association with A. G. Becker & Co. Municipal Securities, Inc.

Principal Amount—\$2,212,000

Interest Rate—3.73% Premium—\$12.00

First National Bank in St. Louis

Principal Amount—\$2,212,000

Interest Rate—3.78% Premium—\$70.29

National Bank of Detroit, Detroit, Michigan

Principal Amount—\$2,212,000

Interest Rate—3.79% Premium—\$3.00

Now, Therefore, Be It Resolved by the Local Issuing Agency as follows:

Section 1. The aforesaid publication of the Notice of Sale and form and contents thereof as so published are hereby, in all respects, approved, ratified and confirmed.

Section 2. In order to provide funds to pay expenses incurred or to be incurred in the development of the Project, or to refund, renew or extend its outstanding Notes

issued in connection therewith, the Local Issuing Agency hereby determines to borrow the sum of Two Million Two Hundred Twelve Thousand Dollars (\$2,212,000) and issue its negotiable Project Notes therefore.

Section 3. The Local Issuing Agency hereby ratifies and approves the form of each proposal hereinafter in this Section 3 enumerated for the purchase of the designated principal amount of Notes and determines that each such proposal offers to purchase such Notes at the lowest interest rate and is therefore accepted, and said Notes are hereby awarded to the purchaser, as follows:

Principal Amount—\$2,212,000

Interest Rate—3.59%

Purchaser—First National City Bank
Money Market Division
New York, New York 10015
and Associates

Section 4. Each Note shall be dated August 12, 1975, shall be payable as to both principal and interest to bearer, on December 19, 1975, and, pursuant to each proposal for the purchase of said Notes hereinabove accepted, shall bear the rate of interest per annum, payable at maturity; shall bear the numbers and be in the denominations; and shall be payable as to both principal and interest at the incorporated bank having trust powers or incorporated trust company, as follows:

Purchaser—First National City Bank
Money Market Division
New York, New York 10015
and Associates

Numbers 1 - 85 Denominations—\$25,000

Numbers 86 - 102 Denominations—\$ 5,000

Numbers 103 - 104 Denominations—\$ 1,000

Interest Rate—3.59%

Payable to—Morgan Guaranty Trust Co.
New York, New York 10015

None of such Notes shall be valid until after the bank or trust company at which it is payable shall have signed the agreement, appearing on each Note, to act as paying agent thereof. Each such Note shall be executed in the name of the Local Issuing Agency by the manual or facsimile signature of the Mayor and countersigned by the City Clerk of the Local Issuing Agency and shall have the corporate seal of the Local Issuing Agency impressed, imprinted, or reproduced thereon and attested by the City Clerk, and said officers are hereby authorized and directed to cause said Notes to be properly executed.

Section 5. Each such Note shall be in substantially the form of HUD-9010, which is incorporated herein by reference, and shall be secured by an agreement entitled "Requisition Agreement No. 3—1975 (herein called the "Requisition Agreement")

in substantially the form of HUD-9003, which is incorporated herein by reference, to be entered into between the Local Issuing Agency and the Government.

Section 6. The Requisition Agreement shall be executed in the name of the Local Issuing Agency by the manual or facsimile signature of the Mayor of the Local Issuing Agency and shall have the corporate seal of the Local Issuing Agency impressed, imprinted or reproduced thereon and attested by the City Clerk, and said officers are hereby authorized and directed to cause the Requisition Agreement to be properly executed.

Section 7. For the punctual payment of the principal of and interest on the New Project Notes, the Local Issuing Agency hereby expressly and irrevocably promises to pay any sums which may be received from the Government pursuant to the Requisition Agreement relating to such series of Project Notes and said Agreement, when executed by the Government, is hereby declared to be and is hereby assigned by the Local Issuing Agency for the benefit of the holder or holders from time to time of the New Project Notes. All contributions, funds and amounts authorized or required by the contract to be applied to the payment of Project Loan Notes (referred to in the Contract as "Project Temporary Loan Obligations," "Advance Notes" or "Permanent Notes") as issued in connection with the Project are hereby irrevocably pledged to secure the payment of the principal of and interest to maturity on the New Project Notes.

Such pledge and the lien created thereby shall cease and terminate when monies or investment securities convertible into cash not later than the maturity date of the New Project Notes, sufficient and for the purpose of paying the principal and interest to maturity of such Notes, are deposited with the paying agent or agents for such Notes.

Section 8. The proceeds derived from the sale of the New Project Notes, together with such amount of other funds of the Local Issuing Agency as may be necessary, shall be applied, simultaneously with the receipt of said proceeds, in accordance with the provisions of the Requisition Agreement.

Section 9. The City Treasurer is hereby authorized and directed to send promptly a letter to each paying agent for the New Project Notes in substantially the form of HUD-9004, which is incorporated herein by reference, and to transmit therewith (a) the New Project Notes for which the addressee is the paying agent for delivery and payment and (b) a signature certificate and receipt, in accordance with the terms of the letter, and to take such other actions as may be required to complete the delivery transaction in accordance with the terms of the letter to the paying agent.

Section 10. This Resolution shall take effect immediately.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the Lansing Tri-County Regional Manpower Consortium have entered into an agreement to provide for the planning and delivery of manpower services pursuant to the Comprehensive Employment and Training Act of 1973, Title II, Public Service Employment Program, and

Whereas, the Lansing Tri-County Regional Manpower Consortium has granted additional monies in the amount of three hundred seventy-six thousand, three hundred eighty-seven dollars and no cents (\$376,387.00), to extend its Title II contract No. 878 through June 30, 1976; and

Whereas, the City of Lansing has modified said Contract to include this extension;

Now, Therefore Be It Resolved, that the City Council approve said modification and direct the Mayor and other City Officials to sign said modified contract.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, The Housing and Community Development Act of 1974, includes an allocation category (§570.104 (b) known as Special Transition Funds and it contains a subpart allocating funds for urgent community needs to cities; and

Whereas, The purpose of this fund is to assist cities in completing and continuing any project or activity which may have been curtailed because of a shortfall of funds during the transition from the Urban Renewal and Model Cities categorical programs to the Community Development program; and

Whereas, The applicable regulations promulgated by the Department of Housing and Urban Development required an application to be submitted by May 15, 1975, to the appropriate authorities; and

Whereas, The City's application for urgent needs transition funds contained the following approximate monetary requests for these projects:

\$200,000 Capitol Commons Development

\$120,000 Kingsley Place Phase II Acquisition

\$150,000 Central City Riverfront Park Development-Urban Renewal Project II

\$ 89,000 Day Care Services

Whereas, The Department of Housing and Urban Development has notified the City of Lansing that its application for Urgent Needs Funds has been approved; and

Now, Therefore, Be It Resolved, that the Mayor is authorized to accept these funds on behalf of the City of Lansing and to execute the Grant Agreement as required to accomplish this purpose; and

Now, Therefore, Be It Finally Resolved, that the City Council authorizes the Federal Program Coordinator to prepare and submit the acceptance forms for these funds to the Department of Housing and Urban Development.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the United States of America have entered into an Agreement to plan and develop a Community Development Program; and

Whereas, the Lansing Community Development plan provides for a recreation and athletic program through Northside Athletic and Recreation Club; and

Whereas, the City of Lansing has, from time to time, entered into Contracts with said Contractor, through the Lansing City Demonstration Agency, for services; and

Whereas, the City of Lansing, through the Human Resources Department, desires to engage Northside Athletic and Recreation Club to perform certain services and activities in connection with said Community Development Program; and

Whereas, a proposed Contract effective from August 1, 1975 through June 30, 1976, (11 months) and designated as PN-21, has been developed to fund said project in the amount of Thirty-Three Thousand Eight Hundred Sixty-Nine and 00/100 Dollars (\$33,869.00); and

Whereas, said proposed Contract is hereby approved; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed Contract on behalf of the City of Lansing after approval as to form by the City Attorney and after certification as to the

availability of funds by the Director of Finance of the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the United States of America entered into an agreement to plan and develop a Comprehensive City Demonstration Program; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, (hereinafter known as the Human Resources Department), and the Department of Parks and Recreation previously entered into a Contract (Cooperative Agreement) to provide a Basic Park project, and

Whereas, the City of Lansing, through the City Demonstration Agency, desires to enter into a new Contract (Cooperative Agreement) with the Department of Parks and Recreation to perform certain services and activities in connection with said Basic Parks Project, PN 56; and

Whereas, the City of Lansing desires to engage the Department of Parks and Recreation to perform said services and activities for the period effective from October 1, 1974 through October 31, 1975 (one year); and

Whereas, the City of Lansing through the City Demonstration Agency, agrees to provide the sum of Twenty Thousand, Eight Hundred Eighty-Six and 00/100 Dollars (\$20,886.00) which shall constitute full and complete compensation to the Department of Parks and Recreation for their full and complete performance of said Contract (Cooperative Agreement); and

Whereas, said Contract is to be funded from CDA residual allocations; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed new Contract (Cooperative Agreement) on behalf of the City of Lansing after approval as to form by the City Attorney and certification as to the availability of funds by the Director of Finance for the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the United States of America have entered into

an Agreement to plan and develop a Community Development Program; and

Whereas, the Lansing Community Development Plan provides for the expansion and improvement of basic park facilities; and

Whereas, the Human Resources Department and the Department of Parks and Recreation have developed a proposed Contract (Cooperative Agreement) for the performance of certain services and activities in connection with said Community Development Program to be designated as PN-56; and

Whereas, the City of Lansing through the Human Resources Department, agrees to provide the sum of Thirty-Four Thousand Seven Hundred Twelve and 00/100 Dollars (\$34,712.00), which shall constitute full and complete compensation to the Department of Parks and Recreation for its full and complete performance of this proposed Contract; and

Whereas, said proposed Contract, effective from its date of execution through June 30, 1976, is hereby approved; now, therefore be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed Contract on behalf of the City of Lansing after approval as to form by the City Attorney and after certification as to the availability of funds by the Director of Finance of the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the United States of America have entered into an Agreement to plan and develop a Community Development Program; and

Whereas, the Lansing Community Development plan provides for a year round educational, recreational, and athletic program for children through the Michigan Capitol Girl Scout Council; and

Whereas, the City of Lansing, through the Human Resources Department, desires to engage the Michigan Capitol Girl Scout Council to perform certain services and activities in connection with said Community Development Program to be designated as PN-82; and

Whereas, the City of Lansing through the Human Resources Department, agrees to provide the sum of Five Thousand and 00/100 Dollars (\$5,000.00), which shall constitute full and complete compensation to the Michigan Capitol Girl Scout Council for its full and complete performance of

the proposed Contract for said project which is to be effective from the date of its execution through June 30, 1976; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed Contract on behalf of the City of Lansing after approval as to form by the City Attorney and after certification as to the availability of funds by the Director of Finance of the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the United States of America have entered into an Agreement providing the City of Lansing with a grant to plan and develop a Community Development Program; and

Whereas, the City of Lansing, through the Human Resources Department, and the Community Mental Health Board have developed a proposed Contract to provide for a Comprehensive Drug Treatment Program, PN-118, effective from August 1, 1975 through June 30, 1976 (11 months); and

Whereas, said proposed Contract provides for funding of the Comprehensive Drug Treatment Program in the amount of Forty-Five Thousand Nine Hundred Thirty-Six and 00/100 Dollars (\$45,936.00); now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed Contract on behalf of the City of Lansing after approval as to form by the City Attorney and after certification as to the availability of funds by the Director of Finance and the CDA Fiscal Officer.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the United States of America have entered into an Agreement to plan and develop a Community Development Program; and

Whereas, the Lansing Community Development plan provides for after hours emergency food and shelter; and

Whereas, the City of Lansing, through the Human Resources Department, desires to engage American Red Cross to perform certain services and activities in connection

with said after hours shelter designated as PN-83; and

Whereas, a proposed Contract for the amount of Five Thousand and 00/100 Dollars (\$5,000.00) effective from July 1, 1975 through June 30, 1976, has been prepared concerning said shelter; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said Contract on behalf of the City of Lansing contingent upon approval as to form by the City Attorney and upon certification as to the availability of funds by the Director of Finance of the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That the balances requested or remaining unexpended as indicated in the following accounts at June 30, 1975, be re-appropriated and be brought forward to the 1975-76 budget year.

GENERAL FUND

Account No.	Description	
101-173-000-864	Conference & Workshops—Mayor	101-696-000-977 Mall Equipment—Parks & Recreation
101-173-000-880	Community Promotion—Mayor	101-699-000-980 Animal Acquisition—Zoo
101-230-000-977	Equipment—Finance	101-704-000-976 Minor Construction—Groesbeck
101-239-000-866	Moving Expense—Purchasing	101-705-000-976 Minor Construction—Red Cedar
101-263-000-931	Bldg. Maint.—City Hall & Police Bldg.	101-706-000-976 Minor Construction—Waverly
101-263-000-976	Office Remodeling—City Hall & Police Bldg.	101-712-000-706 Wages—Jr. Baseball Amount \$504.00
101-263-000-976.01	Bldg. Security—City Hall & Police Bldg.	101-714-000-706 Wages—Softball Amount \$3,328.00
101-308-000-977	Equipment—Police Administration Amount \$2,400.00	101-851-000-864 Conferences & Workshops—Bi-Centennial
101-310-000-930	Maintenance—Police Uniform Div. Amount \$150.00	101-915-000-864 Conferences & Workshops—Data Processing
101-305-000-930	Repairs & Maint.—Police Cent. Record Div. Amount \$150.00	101-915-000-977 Equipment
101-371-000-982	Safety Modifications—Safety Office Amount \$5,000.00	101-934-120-969 Bus Subsidy
		101-934-175-969 Tri-County Regional Planning Comm.
		101-934-180-969 Regional Activity Center/Corridor Transportation Study
		101-936-010-974 City Portion—Storm Sewers
		101-936-020-975 Capital Improvements Bldg. Fund
		101-936-026-975 Acquisition—Grants Building
		101-936-030-976 Air Conditioning—Civic Center
		101-936-040-975 Tennis—Ice Complex—City Share
		101-936-240-974 Sanitary Landfill Site
		101-936-340-974 Holmes Road Exit—Waverly West
		101-936-370-974 Open Space Grant
		101-936-398-974 Rehabilitation—Dodge Mansion
		101-936-420-976 Data Processing Facility
		101-936-440-974 South Washington Mall

ACT 51—MAJOR STREETS FUND

Account No.	Description
202-456-010-974	Jolly Road Widening
202-460-000-818	Traffic Signals, Signs, Signals, Electricity

ACT 51—LOCAL STREETS FUND

Account No.	Description
203-452-100-974	Kingsley Place Access Road
203-460-000-818	Traffic Signals, Signs, Signals, Electricity

FEDERAL GENERAL REVENUE SHARING

Account No.	Description
249-698-030-974	Road Surfacing
249-698-040-974	Fencing
249-698-060-976	Building Remodeling
249-698-070-974	General Improvements
249-934-120-969	Bus Subsidy
249-936-060-975	Building 3 Company Station
249-936-067-976	Smoke Detector & Audible Alarm System
249-936-070-974	Pedestrian Overpasses
249-936-080-974	Shiawassee St. Bridge Improvement
249-936-085-924	West Side Redevelopment
249-936-090-924	Bolter Drain Extension Storm Sewers—Kahres Farm
249-936-110-975	Kingsley Open Space & Center
249-936-120-977	Portable Bleachers
249-936-130-977	Gier Bleachers
249-936-140-974	Gier Development—Parking
249-936-150-975	Cemetery Chapel—Evergreen

249-936-170-975	Sycamore Starter House
249-936-180-974	Swimming Pool
249-936-200-974	Tammany Hills
249-936-210-974	Waterfront Development—Moores Park Portage
249-936-240-975	Dodge Mansion
249-936-270-974	Eastside Facility
249-936-280-974	Genesee Center Parking Lot Acq.
249-936-300-976	Gier Comprehensive Center Development
249-936-310-975	Kingsley Court Land Acquisition
249-936-320-974	Sheffield Park
249-936-340-974	Grand River Park Road Improvements
249-936-350-976	Moores Park Renovation
249-936-360-974	Munn Park Development
249-936-370-974	Potter Park River Improvements
249-936-380-974	Moores Park River Improvements
249-936-390-974	C.B.D. Docking Facility

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows:

\$10,400.00 from Estimated Revenues
A/C 101-000-000-160

- \$10,400.00 to Vehicles—Central Garage
A/C 101-222-000-985
- \$ 600.00 from Reserve for Conferences & Workshops
A/C 101-941-000-864
- \$ 600.00 to Conferences & Workshops—Traffic
A/C 101-437-000-864
- \$11,130.00 from Reserve for Emergencies
A/C 101-941-000-963
- \$11,130.00 to Roof Repair No. 1 Fire Station
A/C 101-936-654-976
- \$ 7,000.00 from Reserve for Contingencies
A/C 256-941-000-963
- \$ 7,000.00 to Northside Athletic & Recreation Center
A/C 255-725-004-969
- \$ 8,800.00 from Estimated Revenues—Garbage & Rubbish Collection Fund
A/C 596-000-000-160
- \$ 8,800.00 to Vehicles
A/C 596-550-000-985

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT IV

By Committee on Public Service
and Highways—

Resolved by the City Council of the City
of Lansing:

That the special assessment roll for
Curb and Gutter for 1975:

Assessment Roll No. 253

PS 58016—CURB & GUTTER

Property Benefited: All lands fronting
on Stoneleigh Dr. from the S. plat line
Tammany Hills Subd. to the S. end of
Street, excepting all public streets and
alleys and other lands deemed not bene-
fited.

Assessment Roll No. 253

PS 14086—CURB & GUTTER

Property Benefited: All lands fronting

on the S. side of Tecumseh River Dr.
between Westbury and Dillingham (Park-
side Subd.), excepting all public streets
and alleys and other lands deemed not
benefited.

Assessment Roll No. 253

PS 64103—

Property Benefited: All lands fronting
on Richmond St. from W. Jolly Rd. to
Reo Rd., excepting all public streets and
alleys and other lands deemed not bene-
fited.

Assessment Roll No. 253

PS 25038—CURB & GUTTER

Property Benefited: All lands fronting
on Theodore Street from Cawood to Com-
fort St., excepting all public streets and
alleys and other lands deemed not bene-
fited.

as returned by the City Assessor be and
the same is hereby ratified and confirmed,
and the Mayor be and hereby is directed to
affix within ten days, his warrant directing
the City Treasurer to collect said tax on
or before the 21st day of October, 1975.

All a part of the 1975 Curb and Gutter
Contract, PS 58016.

Adopted by the following vote:

Unanimously.

By Committee on Public Service
and Highways—

Resolved by the City Council of the City
of Lansing:

That the special assessment roll for
Storm and Sanitary Sewers:

Assessment Roll No. 251

PS 75088—STORM & SANITARY

Property Benefited: All lands fronting
on Hughes Rd. from Jolly Rd. to the S.
line of Lot No. 155, Maple Grove Farms
No. 3, excepting all public streets and
alleys and other lands deemed not bene-
fited.

Assessment Roll No. 251

PS 75088—STORM & SANITARY

Property Benefited: All lands fronting
on Moffitt St. from Easterly end to the
Westerly end, excepting all public streets
and alleys and other lands deemed not bene-
fited.

Assessment Roll No. 251

PS 37025—SANITARY REPAIR

Property Benefited: All lands fronting
on Prospect St. between Clifford and

Lathrop St., excepting all public streets and alleys and other lands deemed not benefited.

as returned by the City Assessor be and the same is hereby ratified and confirmed, and the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to collect said tax on or before the 21st day of October, 1975.

All part of the Hughes-Prospect and Other Storm and Sanitary Sewers, PS 75088.

Adopted by the following vote:

Unanimously.

ZONINGS

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-60-74—5430 S. Washington Avenue,

be rezoned from "A" One Family and "J" Parking Districts to "B" One Family and "J" Parking Districts and the "Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 11th day of August, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 3rd day of February, 1975, this Council was petitioned to change the following described property from "A" One Family Residence District to "C" Two Family Residence District, all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 14th day of July, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-5-75—2501, 2507, 2513 Newark,

more particularly described as:

Lots 9, 10, and 11 of Webster Farms Subdivision No. 2, City of Lansing, Ingham County, Michigan,

from "A-1" Family Residential District to "C-2" Family Residential District.

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised the City Council to deny this request; and

Whereas, the Planning Committee of Council, to whom was referred the report of the Planning Board, did not concur therewith, but recommended that the petition be granted;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "A-1" Family Residential District to "C-2" Family Residential District be granted.

By Councilman McKane—

That this be tabled for one week.

Lost by the following vote:

Yeas: Councilmen Anas, Blair, Ferguson, McKane—4.

Nays: Councilmen Belen, Brenke, Gunther, May—4.

By Councilman Anas (Belen)—

That this be referred back to Committee on Planning.

Carried.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$4,229,630.57.

Signed:

JOHN T. ANAS,
JAMES D. BLAIR,
TERRY J. MCKANE,
WILLIAM A. BRENKE,
JACK D. GUNTHER,
Committee on Finance.

Adopted by the following vote:

Unanimously.

ORDINANCES

By Councilman Belen—

The Committee reported that it had considered an ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising Section 9-32; By adding a new Subsection (g) to Section 9-33; By revising Section 9-37; By adding a new Section to be numbered 9-54.1; and by adding new Subsections (3) and (4) to Section 9-55 of said Code as amended, and recommended that the ordinance be passed.

Carried.

ORDINANCE NO. 392

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising Section 9-32; by adding a new Subsection (g) to Section 9-33; by revising Section 9-37; by adding new Section to be numbered 9-54.1; and by adding new Subsections (3) and (4) to Section 9-55 of said Code, be placed on order of immediate passage as amended.

Carried.

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising Section 9-32; by adding a new Subsection (g) to Section 9-33; by revising Section 9-37; by adding a new Section to be numbered 9-54.1; and by adding new Subsections (3) and (4) to Section 9-55 of said Code, be now passed as amended.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 392

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT CHAPTER 9 OF THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, BE AMENDED BY REVISING SECTION 9-32; BY ADDING A NEW SUBSECTION (g) TO SECTION 9-33; BY REVISING SECTION 9-37; BY ADDING A NEW SECTION TO BE NUMBERED 9-54.1; AND BY ADDING NEW SUBSECTIONS (3) AND (4) TO SECTION 9-55 OF SAID CODE.

The City of Lansing Ordains:

Section 1. That Chapter 9 of the Code of Ordinances of the City of Lansing, Michigan, be amended by revising Section

9-32; by adding a new subsection (g) to Section 9-33; by revising Section 9-37; by adding a new section to be numbered 9-54.1; and by adding new subsections (3) and (4) to Section 9-55 to read as follows:

Sec. 9-32. **Permit required.** It shall hereafter be unlawful for any person, firm or corporation to erect or cause to be erected, or to permit to be erected any sign in the City of Lansing without first making written application to and securing a permit from the building division.

Sec. 9-33. **Permit, inspection fees.** Permit fees for the erection of any sign shall be as follows:

- (a) **Wall signs and ground signs.** Permit fees for wall signs, and ground signs shall be five (5) cents per square foot but not less than five dollars (\$5.00) in any case—\$5.00 min.
- (b) **Roof signs.** The permit fee for roof signs shall be five (5) cents per square foot but not less than twenty-five dollars (\$25.00) in any case—\$25.00 min.
- (c) **Projecting signs.** The permit fee for projecting signs shall be five dollars (\$5.00) plus five (5) cents per square foot of one display face.
- (d) **Marquee signs.** The permit fee for marquee signs shall be five dollars (\$5.00) plus five (5) cents per square foot of area. For the purpose of determining area for skeleton marquee signs, the area within the letters and between the letters shall be included.
- (e) **Parapet signs.** The permit fee for parapet signs shall be five dollars (\$5.00) plus five (5) cents per square foot of area. For the purpose of determining area for skeleton parapet signs, the area within the letters and between the letters shall be included.
- (f) **Temporary signs.** The permit fee for temporary signs shall be two dollars (\$2.00).
- (g) **Trailer signs.** The permit fee for trailer signs shall be five dollars (\$5.00), effective for the period stipulated on the permit which is not to exceed 30 days.
- (h) The permit fees for all signs shall be in addition to any fees required for electrical inspections when electric lighting is used.
- (i) **Double fee.** Where work for which a permit is required by this Code is started or proceeded with prior to obtaining said permit, the fees above specified shall be doubled, but the payment of such double fee shall not relieve any persons from fully complying with the requirements of this Code in the execution of the work nor from any other penalties prescribed herein.

Sec. 9-37. **Definitions.** For the purposes of this Code, the following definitions shall apply:

Approved plastic material. As approved by U.B.C. Standards 52-3-70.

Building line. The "building line" is a line established by the zoning ordinance as provided in Chapter 36 of this Code.

Building official. "Building official" is the officer or other person charged with the administration and enforcement of this code or his duly authorized deputy.

Closed face sign. A sign having a projected area exposed to wind loads consisting of seventy percent (70%) or more of the gross area as determined by the overall dimensions.

Combination sign shall mean any sign which combines the characteristics of two or more signs.

Curb line shall be the line at the face of the curb nearest the street or roadway. In the absence of a curb, the curb line shall be established by the city engineer.

Display surface is the area made available by the sign structure for the purpose of displaying the advertising message.

Electrical sign shall mean any sign which has characters, letters, figures, designs, faces, backgrounds, or outlines illuminated by incandescent or fluorescent lamps or luminous tubes as part of the sign proper, these light sources being either external or internal.

Ground sign shall mean a sign which is supported by one or more poles, uprights, or braces in or upon the ground, which are not part of the building.

Marquee sign shall mean a sign which is attached to a marquee.

Noncombustible material is any material which will not ignite at or below a temperature of 1200 degrees F. during an exposure of five minutes, and which will not continue to burn or glow at that temperature. Test shall be made as specified in U.B.C. Standard 4-1-70.

Open face signs. A sign having a projected area exposed to wind loads consisting of less than seventy percent (70%) of the gross area of the sign as determined by the overall dimensions.

Parapet panel sign. A closed face sign mounted upon the parapet wall of a building.

Parapet skeleton sign. An open faced sign composed of individual letters which are mounted upon the parapet wall of a building.

Plastic materials. "Plastic materials" are those made wholly or principally from standardized plastics listed and described

in the Uniform Building Code Standard 52-1-70. (See approved plastic materials.)

Projecting sign means a sign other than a wall sign suspended from or supported by a building or structure or steel column and projecting therefrom.

Projecting encroaching sign. A projecting sign that projects beyond the private property line into and over public property.

Roof sign. A sign which is erected, constructed, and maintained above the roof of a building.

Sign. A structure that is arranged, intended, designed, or used as an advertisement, announcement or direction; and includes any outdoor advertising devices of any kind including its structure or component parts when in view of the general public.

Sign structure. The supports, uprights, braces, and framework of the sign.

Temporary sign. A sign, banner, or other advertising device constructed of cloth, canvas, fabrics, or other light temporary material, with or without a structural frame, intended for a limited period of display; including decorative displays for holidays or public demonstrations.

Trailer signs. A sign with a display surface supported on a mobile chassis, other than a motor vehicle. Trailer signs installed as permanent signs shall be considered ground signs and shall be installed in accordance with Section 9-46 "Ground signs" and all other applicable provisions of the code pertaining to permanent signs. Trailer signs shall have owner's name and address clearly imprinted for identification purposes.

U.B.C. Standards. The Uniform Building Code Standards for the Uniform Building Code and as it may be amended from time to time.

Uniform Building Code is the Uniform Building Code, published by the International Conference of Building Officials and as it is adopted and amended from time to time by the City of Lansing.

Wall sign. A sign which is attached directly to the wall of a building and which extends not more than eighteen (18) inches from the wall.

Sec. 9-54.1. Trailer signs.

(1) **Duration of Permits.** Permits for trailer signs shall authorize the placement of said signs and their maintenance for a period not to exceed 30 days. (Permits shall be obtained from the Building Department by making proper application and by payment of the appropriate fee.) Permits for placing a trailer sign may be issued for three (3) thirty-day periods within any twelve-month period.

(2) **Size.** Trailer signs shall not ex-

ceed eight (8) feet in one of its dimensions or thirty-two (32) square feet in area. The top of the sign is not to be more than 7'0" above grade.

(3) **Construction.** Construction of trailer signs shall be in accordance with Sections 9-43, 9-44, and 9-45 of this code.

(4) **Location.** Trailer signs shall be located at the address indicated on the permit, and in no case shall be placed within two feet of the property line bordering a public right-of-way. Signs shall be placed in such a manner as to not obstruct the visibility of vehicle traffic exiting adjacent properties and at street intersections, nor shall such signs be placed so as to prevent free ingress to, or egress from any door, window, fire escape, or other required exitway. Only one trailer sign shall be permitted at any one address. Signs shall be placed or anchored in such a manner as to prevent them from being moved.

(5) **Illumination.** Illuminated trailer signs shall be installed in accordance with Section 9-55 of this Code.

Sec. 9-55. Illumination.

(3) **Illuminated trailer signs.** An electrical inspection of illuminated trailer signs shall be made when a sign is placed in accordance with the provisions of Section 9-54.1 of this code. An inspection fee as established by the Electrical Code of the City of Lansing shall be paid prior to obtaining a sign permit.

(4) **Emergency vehicles; distinguishing lights; prohibited lights.** No person shall place, maintain, or display a blinking, oscillating or rotating light within twenty-five (25) feet of any curb line. However, such signs within twenty-five (25) feet of any such curb line shall be permitted when approved by the Building Official and if the bottom of the sign is a minimum of ten (10) feet above grade. Lights sufficiently similar in color and design that may be mistaken for the distinguishing lights authorized by law for emergency vehicles and safety devices shall not be permitted along highways.

Section 2. All ordinances and parts of ordinances inconsistent with the provisions hereof are hereby repealed.

By Councilman Belen—

Resolved by the City Council of the City of Lansing:

This ordinance being for the immediate preservation for the public peace, health or safety shall take effect upon its passage.

Carried,

By Councilman Blair (Ferguson)—

Resolved by the City Council of the City of Lansing:

That the rule prescribed in Sec. 5.5 (g) of the Charter relative to considering business not on the agenda be waived.

Carried.

By Committee on Parks and Recreation—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has received notice that \$11,562 has been made available through the Tri-County Manpower Consortium by the United States Community Services Administration; and,

Whereas, these funds may be used to provide for the planning and delivery of summer youth recreational programs and services; and,

Whereas, such use is to be for children between the ages of 8 and 18 from low-income families as described by the Federal Guidelines; and,

Whereas, the Parks and Recreation Department can utilize these funds to supplement their summer recreational field trip programs, use in selected city playgrounds, for use at the City drop-in centers and to extend the indoor and outdoor swimming pool season;

Now, Therefore, Be It Resolved that the Mayor and City Clerk are directed to sign the contractual agreements after approval by the City Attorney as to form; and;

Be It Further Resolved that the Program Coordinator is authorized to transmit these agreements and all subsequent documents to the Tri-County Manpower Consortium.

Adopted by the following vote:

Unanimously.

By Councilman Ferguson—

Resolved by the City Council of the City of Lansing:

That the City Clerk be and she is hereby directed to set a public hearing date for Monday, July 28, 1975 at 7:30 p.m. on potential sites for a recreation center in southeast Lansing, in the Lansing City Council Chambers.

Adopted by the following vote:

Yeas: Councilmen Belen, Brenke, Ferguson, Gunther, May, McKane—6.

Nays: Councilmen Anas, Blair—2.

Councilman May spoke relative to the large trucks using High Street which is not a truck route. Asks the Police Depart-

ment to enforce the ordinance relative to truck routes.

David Walsh, 1122 Hammond St., spoke relative to police harassment to young people in black neighborhood on the West Side.

Petitions presented by Rev. E. C. Hawkins, Pastor Friendship Baptist Church, for Galilee Baptist Church, New Mt. Calvary Baptist Church, Mt. Zion Missionary Baptist Church, St. Matthew A.M.E. Church, Mt. Olive Baptist Church, Original Church of God in Christ, Union Baptist Church relative to appointments on City Boards.

Robert J. Williams, 2725 Fireside Dr., president of NAACP relative to women and minorities employed in City and on City Boards.

Council adjourned at 8:55 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

July 21, 1975

F/M

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, July 28, 1975

CITY COUNCIL ROOMS

Lansing, Michigan

July 28, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Anas, Belen, Blair, Brenke, Ferguson, Gunther, May, McKane—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Gunther.

Pledge of Allegiance was given by B. J. Haven.

The record of the previous session was approved as printed.

HEARING ON PROPOSED CHANGE IN ZONING CLASSIFICATION

July 28, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-21-75 — 3900 block West Grand River Ave.,

be rezoned from "A" One Family Residence District to "D-1" Professional Office District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Anthony Shano, 2520 Wilson Dr., petitioner, spoke.

Referred to Committee on Planning.

PUBLIC HEARINGS

July 28, 1975 at 7:30 o'clock being the time set as the time for holding a public hearing on the proposed demolition of buildings at:

521 Birch Street—owned by J. Morris, O. Lenz, E. Fisher, and M. Donovan.

1707 Indiana Avenue—owned by Charles and Leona Shelton.

106 E. Hazel Street—owned by Arthur Klepper.

The Mayor announced that if there was anyone present who had any suggestions or objections to the demolition of said buildings they had the privilege of speaking at this time.

Referred to Committee on Buildings and Properties.

PUBLIC HEARING

July 28, 1975 at 7:30 o'clock p.m. being the time set for holding a public hearing on the Proposed Potential Sites for recreation centers in the southeast area of Lansing along with the criteria.

The Mayor announced that if there was anyone present who had any suggestions or objections to the proposed sites they had the privilege of speaking at this time.

Alan Tubbs, Planning Director, presented presentation of slides relative to above.

The following persons spoke:

Pam Henderson, 414 W. Barnes Ave.

Chas. Jurasek, 3200 Reo Rd.

Virginia Eymann, 1713 Davis Ave.

Elmer Manson, 1740 Wellington Rd.

Earl Burgering, 2407 Hanover Dr.

Miss Gall, 826 E. Greenlawn.

The following Councilmen spoke, Anas, Brenke, Ferguson, Gunther, Blair, and May.

Referred to Committee of the Whole.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

ELECTRICAL CONTRACTORS — Rice Electric, Ryan Electric.

DRAINLAYER — D & B Trenching.

HEATING & AIR CONDITIONING — Tony's Refrigeration & Air Conditioning.

RELIGIOUS SOLICITATION PERMIT —
7th Day Adventist Church.

Referred to Committee on Ordinance and Contracts.

Claim filed by Bernie Wing for damage done to automobile by Lansing Police Department.

Referred to City Attorney and Police Department.

Request for special 24-hour liquor permit for The Mexican Patriotic Committee for August 30, 1975 at Mich. National Armory and September 13-14, 1975 at Frandor Shopping Center.

Referred to Committee on City Affairs.

Request from American Red Cross to use lobby of City Hall for a downtown donor blood drive on Tuesday and Wednesday — August 26-27, 1975.

Referred to Committee on Buildings and Properties.

Letter from Mrs. William Howe requesting removal of one hour parking restriction at corner of Rouse St. and S. Cedar St.

Referred to Traffic Board.

Water Resources Commission submits order and permit for alteration or occupation of a floodway for:

Joe Joseph Pro Bowl—North Logan St.

Mt. Olive Missionary Baptist Church — Red Cedar River.

Received and placed on file.

Reniger Construction Co. submits program for River Walk Development Project.

Referred to Committee of the Whole, Urban Redevelopment Board, Park Board, Public Service Board, and Planning Department.

Letter from Delmer R. Smith for Laura M. Smith in regard to removal of a dead tree.

Received and placed on file with copy to Park Department.

Letter from Tri-County Kirby Sales and

Service relative amount owed them by Board of Water and Light.

Referred to City Attorney.

Capital Area Rail Council submits Lansing's Pro Rata share of the Capital Area Rail Council's 1975-76 fiscal year operating budget.

Referred to Committee on Finance and Finance Director.

Continental Cablevision of Lansing, Inc., submits balance sheet and operating statement for June 30, 1975.

Received and placed on file with copy to City Attorney and Committee of the Whole.

Letter from Robert Hollingsworth relative Compensation Commission tape.

Received and placed on file with copy to Mayor.

REPORT OF COMMITTEE

The Committee on ORDINANCE AND CONTRACTS approves the following applications and bonds for licenses:

ELECTRICAL CONTRACTORS — Rice Electric, Ryan Electric.

DRAINLAYER — D & B Trenching.

HEATING & AIR CONDITIONING — Tony's Refrigeration & Air Conditioning.

RELIGIOUS SOLICITATION PERMIT — 7th Day Adventist Church.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on BUILDINGS AND PROPERTIES, to whom was referred the request by American Red Cross and the Mayor's Office for permission to use the First Floor Lobby of City Hall on August 26, and 27, 1975, for Downtown Donor Days Blood Drive, reports as follows:

The Committee recommends permission be granted.

Signed:

ROGER T. MAY,
JOHN T. ANAS,
TERRY J. McKANE,
WILLIAM A. BRENKE,
JACK D. GUNTHER,
Committee on Buildings and Properties.

By Councilman May—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PUBLIC SAFETY and Committee on FINANCE, to whom was referred the recommendation of the Purchasing Director and the Public Service Director that the bid submitted by Hultberg Enterprises, Inc., for roof repairs to No. 1 Fire Station in the amount of \$11,130.00, be accepted, reports as follows:

The Committees recommend that the bid of Hultberg Enterprises, Inc., be accepted.

Signed:

TERRY J. McKANE,
JOHN T. ANAS,
JOEL I. FERGUSON,
WILLIAM A. BRENKE,
ROGER T. MAY,
Committee on Public Safety.

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Finance.

By Councilman McKane and Councilman Anas—

That the report of the Committees be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred the rezoning petition Z-5-75 for property at 2501-2507-2513 Newark Avenue from "A" One Family Residence District to "C" Two Family Residence District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
LUCILE BELEN,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred the rezoning petition Z-13-75 for property at 4411 South Logan Street from "A" One Family Residence District to "F" Commercial District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
LUCILE BELEN,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred the rezoning petition Z-17-75 for property at Southwest corner of Shia-wassee Street and Washington Avenue from "E" Apartment Shop District to "G" Business District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
LUCILE BELEN,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred the rezoning petition Z-18-75 for property at 5100 South Waverly Road from "A" One Family Residence District to "F" Commercial District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
LUCILE BELEN,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

City Treasurer submits condition of funds in treasury as of June 30, 1975.

Received and placed on file.

July 23, 1975

Honorable Mayor and Members

of the Lansing City Council

Lansing, Michigan

Re: Claim of Ivan Lawhorn to house and contents allegedly caused by police while making an arrest

Dear Mayor and Council Members:

Your City Attorney, to whom was referred the above captioned matter recommends that the claim be denied. Any damage which may have been done to Mr. Lawhorn would appear to have been incidental to a lawful arrest by the members of the Lansing Police Department. Such damage is subject to the doctrine of governmental immunity upon which we have denied similar claims in the past. Additionally, the facts submitted are at substantial variance with the reports filed in this matter.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Gunther—

That we concur in the recommendation of the City Attorney.

Carried.

July 24, 1975

Honorable Mayor and Members

of the Lansing City Council

Lansing, Michigan

Re: Veteran's Preference Hearing of Richard Baker

Dear Mayor and Council:

A hearing in the above captioned matter has been scheduled for July 29, 1975.

Since, pursuant to state statute, I will be sitting as the hearing referee, it is necessary that counsel outside this office be employed to represent the Planning Department at the hearing. In this regard, Dan E. Hankins has been retained. Mr. Hankins has been given complete and sole discretion in handling this matter for a fee not to exceed \$250.00.

Trusting the foregoing meets with your approval, I remain

Respectfully yours,

PETER HOUK,
City Attorney.

By Councilman Gunther—

That we concur in the recommendation of the City Attorney.

Carried.

July 24, 1975

To the Honorable Mayor
and Members of the Council
Gentlemen:

I accordance with your order of July 24, 1975, I am submitting herewith supplement special assessment roll No. 250, based on estimated cost, for the purpose of constructing sanitary sewer on S. Waverly Road to serve 6048 and 6050 S. Waverly Road and on Stabler Street (west side) from Fenton Street South to serve 4200 Stabler.

To be Assessed	\$8,189.36
City Share	1,261.05
	<hr/> \$9,450.41

Respectfully submitted,

PAUL S. CREEVY,
City Assessor.

Received and placed on file.

July 23, 1975

The Honorable Mayor Gerald W. Graves
and Members of the Lansing City Council
Lansing City Hall
Lansing, Michigan

Dear Mr. Mayor and Council Members:

Resolution No. 108, Section 281, City of Lansing, requires that the Lansing Housing Commission present an annual report to the Mayor and City Council. The following is an annual report for the year ending June 30, 1975.

MANAGEMENT

Under management as of June 30, 1975, the Housing Commission has the following projects:

Michigan 58-2 Mt. Vernon Park	140
Michigan 58-3 Hildebrandt Park	100
Michigan 58-4 Acquisition	15
Michigan 58-5 Scattered Sites (built by Mulder)	54
Michigan 58-6 Oliver Tower	101
Michigan 58-7 LaRoy Froh	100
Michigan 58-8 Individual Scattered Sites	60
Michigan 58-9 Homebuyers	40
Michigan 58-10 South Washington Park	188
Michigan 58-11 Units being built by King-Holman	42
Michigan 58-12 Forest Road and Hoyt Avenue	52
Michigan 58-1 Leased Housing (presently 41 units with a potential of 78)	41
Total units under management	933

In relation to last year's report, it was discovered there was a mathematical error which has been corrected in this report.

CONSTRUCTION

Michigan 58-11 Units being built by King-Holman Construction	4
Total units under construction	4

DEVELOPMENT

In 1974, the New Development Act became law and therefore HUD required that Michigan 58-13 be transferred from Section 23 to the new Section 8 with an increase of subsidy of \$117,275.00, or a total of \$303,744.00.

Under Section 8 the developer will be expected to develop 100 units of housing, 98 one bedroom units and 2 two bedroom units, and manage the units, pay the maintenance cost of the units, pay regular taxes with a promise of fair market rents per year of \$292,944.00. A lease will be entered into between the Department of Housing and Urban Development and the developer

for a total of 20 years, in increments of five years.

The following is a statement of assets and liabilities as presented by the fee accountants of the Lansing Housing Commission, Hawkins, Ash and Bappte and Company, CPAs, LaCrosse, Wisconsin, 54601.

Balance Sheet

ASSETS

Cash	73,071.22
Accounts Receivable	47,707.73
Investments	276,866.05
Debt Amortization Funds	1,513,190.57
Deferred Charges	87,342.41
Land, Structures and Equipment	16,697,735.99
Total Assets	\$18,695,913.77

LIABILITIES AND SURPLUS

Accounts Payable	132,646.19
Notes Payable	3,374,000.00
Accrued Liabilities	86,321.54
Trust and Deposit Liabilities	35,337.28
Deferred Credits	13,997.64
Fixed Liabilities	12,393,133.49
Surplus	2,660,477.63
Total Surplus and Liabilities	18,695,913.77

Operating Statement

INCOME

Rental Income

Leased	21,361.50
Owned	536,972.53
Homeownership	24,012.23

Non Rental Income

Leased	1,327.16
Owned	35,426.95
Homeownership	2,514.49

HUD Subsidy

Owned	320,576.00
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HUD AC Payments (leased)

Leased	79,755.74
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Total Income Available

Leased	102,444.40
Owned	892,975.48
Homeownership	26,526.72

EXPENSES

Administration

Leased	10,403.82
Owned	173,999.44
Homeownership	6,815.91

Tenant Services

Leased	1,628.16
Owned	33,279.95
Homeownership	1,255.56

Utilities

Leased	2,951.64
Owned	248,903.49
Homeownership	1,165.67

Maintenance & Operation

Leased	6,303.45
Owned	299,607.03
Homeownership	2,738.82

General

Leased	916.82
Owned	130,164.51
Homeownership	5,115.44

Rent to Leasers

Leased	68,014.60
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Extraordinary Maintenance

Owned	(1,631.97)
Homeownership	4,188.00

Prior Year Adjustments

Owned	19,082.63
Homeownership	(327.02)

Capital Expenditures

Owned	935.15
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Total Expenses

Leased	90,218.49
Owned	904,340.23
Homeownership	20,952.38

NET INCOME (Loss)

Leased	12,225.91
Owned	(11,364.75)
Homeownership	5,574.34

You will note that there is a deficit in the general public housing account of \$11,364.75. This deficit will be made up out of residual funds, however if all of the accounts, 58-1, Leased, 58-9, Homeownership, and the general rental accounts are added together, the year end statement reveals a surplus of \$6,435.50.

In the above accounting, \$30,000.00 is being expended to reduce the accounts receivable of accounts that are old and not collectable.

IN GENERAL

Modernization work at LaRoy Froh, Mt. Vernon and Hildebrandt, spoken of in the last report, is in general completed.

Modernization No. 3, entered into since the last report, has allowed the Housing Commission to continue with the centralization of its Maintenance operation and purchase a new building at 3335 Remy Dr.

The insulation of units and auxiliary lighting in some of the projects is being continued, plus security measures, in the latest Modernization.

Housing Needs

Our present application lists, on file, reveal the following:

approximately 400 families on file

approximately 175 elderly on file.

There is also need for facilities to take care of some handicapped individuals.

The Commission appreciates the working relationship that it has experienced with the Mayor and City Council during this last fiscal year and years prior.

Most cordially yours,

MARCEL B. ELLIOTT,
Executive Director.

Received and placed on file.

July 21, 1975

Honorable Mayor and
Members of the City Council
Lansing, Michigan
Gentlemen:

A written request was received by the Building Department from a Mr. and Mrs. Robert B. and Ruby Alston who reside at 2310 Barstow Rd., Lansing, Michigan, and who are the legal owners of the two (2) properties located at, and described as follows:

1. 517 Birch St., Lansing MI

N. 75 ft. of S. 115 ft., Lot 6, N. 38½ ft. of S. 115 ft., Lot 7, and N. 38½ ft. of S. 115 ft. of E. 18 ft., Lot 8, Mishler's Subdivision

2. 519 Birch St., Lansing, MI

N. 38-1/3 ft. of S. 76-2/3 ft., Lot 7, N. 38-1/3 ft. of S. 76-2/3 ft. of E. 18 ft., Lot 8, Mishler's Subdivision

to demolish and remove the two (2) one story frame residences by the City of Lansing and all cost to be applied on the property tax roll.

Therefore, it is requested that the City Council authorize the Building Commissioner to proceed with the demolition of these two buildings and the Purchasing Agent to obtain quotes for demolition of same.

Respectfully submitted,

JAMES W. KZESKI,
Building Commissioner,
City of Lansing.

Referred to Committee on Buildings and Properties.

July 23, 1975

Honorable Mayor and City Council
City Hall
Lansing, Michigan
Gentlemen:

Attached is a proposed Cost Agreement for Traffic Signal Control between the City of Lansing and the Michigan State Highway Commission for Signal Permit No. 33032-01-231 for Traffic Signal located on BL-96 Ramps at Pennsylvania.

The cost to the City of Lansing for this installation would be \$165.00.

I would recommend approval of this Agreement.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

Honorable Mayor and City Council
City Hall Building
10th Floor
Lansing, Michigan
Gentlemen:

The final cost on the following contract has been determined to be as follows. Estimated costs are in parenthesis.

Account No. 801-936-000-974.247—

"1974" Curb and Gutter

City Share*	\$10,084.86 (\$ 4,782.00)
Assessed Share**	27,575.50 (30,657.60)
	\$37,660.36 (\$35,439.60)

*City Cost—Curb and Gutter

Major Street No. 202-452-040-974	\$ 3,937.74
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Local Street No. 203-452-040-974	1,559.15
Local Street No. 203-452-050-974	1,296.17
Sidewalk Contract No. 101-448-010-818	860.60
Storm No. 101-936-010-974	2,431.20
	<u>\$10,084.86</u>

**Cost/ft. = \$4.87

Respectfully submitted,
ROBERT R. BACKUS,
Director of Public Service.

Received and placed on file.

July 24, 1975

Honorable Mayor and City Council
City Hall
Lansing, Michigan

Gentlemen:

Attached is Change Order No. 2, submitted by Barnhart and Son on the Hamelon-Aurelius & Other Storm & Sanitary Sewers, PS 58020, increasing the amount of the contract by \$6,394.10 due to the addition of Waverly Rd. and Stabler Street.

I would recommend approval of this Change Order.

Respectfully submitted,
ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the Change Order No. 2, submitted by Barnhart and Son on the Hamelon-Aurelius & Other Storm & Sanitary Sewers, PS 58020, increasing the amount of the contract by \$6,394.10 due to the addition of Waverly Rd. and Stabler St., reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

July 24, 1975

Councilmen and Roger May, Chairmen

Buildings and Properties Committee

Lansing City Council

Lansing City Hall

Lansing, Michigan 48933

Gentlemen:

The Bicentennial office requests permission to set up three "stacker displays" in the City Hall lobby, main floor. Attached please find a copy of the cardboard display, which we will order as soon as we receive permission to place them in a crucial location in the lobby. We feel that, inasmuch as we are fastly approaching our Bicentennial year, it is important to make available (in a visible manner) what we are doing for our Bicentennial.

We have had an opportunity to view displays, first hand, at the Heritage Hotel during the last Michigan Bicentennial Commission conference. They are effective as to their message, attractive and aesthetically pleasing to the eye.

Please advise.

Sincerely,

LYNDA M. EGBERT,
Bicentennial Director.

Referred to Committee on Buildings and Properties with power to act.

July 17, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: B-75-378 City Market Drive and Street Improvements, PS 36127

Gentlemen:

Attached is the tabulation of four (4) bids for the construction of the City Market Drive and Necessary Street Improvements, PS 36127, which were opened at 3:00 P.M., E.D.T. on Tuesday, July 15, 1975.

We recommend acceptance of the low bid submitted by Brown Brothers, Inc. in the amount of \$68,753.80 and an additional 15% for contingencies in the amount of \$10,313.07, making the total amount authorized \$79,066.87.

Subject to approval of said bidder by the Equal Opportunity Division of the Detroit Area Office of the Department of Housing and Urban Development (H.U.D.): provided that failure of H.U.D. to respond to the request for approval within fifteen (15) working days shall be considered approval.

Respectfully submitted,

VAUGHAN L. MCKINCH,
Purchasing Director,

RONALD G. STONEHOUSE,
Director of Housing and
Redevelopment.

Referred to Committee on Redevelopment.

To the Honorable Mayor and Council
of the City of Lansing:

At a duly constituted meeting of the Elected Officers Compensation Commission of the City of Lansing, held in the Council Conference Room, on the evening of July 15, 1975, the following resolution was introduced, seconded and duly passed unanimously by the members present. Members present at the meeting were: Hildreth Hatton, Chairman, Mrs. Malthilde Montaven, Mrs. Bernadine Montgomery, Mr. Delmar Nagel and Mr. William Dietrich.

Be It Whereby Resolved that the salaries for city officials for the Fiscal Year ending June 30, 1976 shall be as follows:

For Mayor\$30,000

For City Clerk\$23,500

For each member of the Council..\$ 6,000

And for the Fiscal Year beginning July 1, 1976 the salary of the Mayor shall be \$32,000, the salary of the City Clerk—\$25,000, and the salary of each Councilman shall be \$6,500.

Signed:

MRS. MALTHILDE MONTAVEN,
MRS. BERNADINE MONTGOMERY,
MR. DELMAR NAGEL,
MR. WILLIAM DIETRICH,
MR. HILDRETH B. HATTON,
Chairman.

Members absent: Mrs. Laska Bingham
and Mr. Antonio Benavides.

We, the undersigned, hereby do agree with the above resolution.

MR. ANTONIO BENAVIDES,
MRS. LASKA BINGHAM,

Referred to Committee of the Whole, City Clerk, Mayor and City Attorney.

July 24, 1975

Hon. Mayor Pro-Tem and Members
of the Lansing City Council
City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

Thomas C. Hermes, a very willing member of the Capital Area Transportation Authority, has submitted his resignation for emergency business reasons. To replace Mr. Hermes on this most important Board, I am submitting the name of Dirck G. Terwilliger for your consideration and confirmation, for the term ending June 30, 1977.

Mr. Terwilliger was born and educated in Lansing and was graduated from Michigan State University with a Bachelor of Arts Degree in Economics. He completed his ROTC training at MSU and was commissioned a Second Lieutenant. He also is a military veteran, having served with the U. S. Army in Vietnam as Chief Storage Officer; he received the Bronzed Star for meritorious service. He presently serves in the Michigan National Guard as Commanding Officer for the 119th Artillery in Lansing.

Mr. Terwilliger is presently part owner of the Hobby Hub and has served in all phases of the business. He is a member of the Lansing Model Railroad Club, Lansing Flying Aces, The Capital Area Radio Drone Squadron, National Guard Association of Michigan, St. Casimir's Church, and has various aspects of transportation as his hobby. Mr. Terwilliger resides with his wife, Lien, and one child at 5710 Ashley Drive.

Trusting this recommendation meets your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

By Councilman Blair—

That we concur in the recommendation of the Mayor.

Carried.

July 28, 1975

Hon. Mayor Pro-Tem and
Members of the Lansing City Council
City Hall
Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

This is to advise that I have appointed Lt. Col. Orrin E. Sharp to the position of Executive Assistant to the Mayor for Community Development, effective Monday, August 4, 1975.

Lt. Col. Sharp presently serves as Program Analyst with the Michigan Department of Labor, Bureau of Manpower, Manpower Services Division, his basic duties being to supervise and coordinate Contract Administration Section and Contract Administrators in the process of Manpower Services Contract development, review, negotiations, modification, monitoring and evaluation performance and providing technical assistance to State Departments and Balance of State deliverers of services. He assists in determining type of program or program activity necessary to meet organizational objectives most effectively; applies evaluative criteria that have been developed, in determining that long range goals and objectives are clear and are being met by the organization program implementation plans; does research and evaluative studies on program impacts on other state operations and recommends to the Section Chief possible policy guidelines which may serve as controls; assists in establishing long range goals and objectives of organization programs necessary to meet broader requirements of Federal Contracts for their programs which are being implemented by the organization; assists in developing implementation plans for the respective programs; assists in developing criteria for monitoring and evaluation of programs; assists the Section Chief, as required in maintaining liaison with organizations and persons effected by the programs; makes written reports, as required, of results of program evaluation and monitoring, and impacts on other agencies or organizations; participates in agency staff meetings and coordinating meetings with other organizations; writes reports, letters, and other correspondence incidental to the work; assists and/or works independently on the preparation of contracts with the Federal government; assists in the preparation and presentation of training meetings; assists in the development of internal operations methods and procedures; etc.

Lt. Col. Sharp attended Culver Military Academy, Virginia Military Institute and General Motors Institute, graduating from the latter in 1950, in Business Administration. As a member of the U. S. Army Reserves, Lt. Col. Sharp is the principal staff officer for Personnel and Administration (G1) Headquarters, 70th Division (Training). In addition to his own functions, he directly supervises eight special staff officers in the execution of their responsibilities in operations involving 3,500 troops geographically dispersed throughout Michigan/Indiana. He has prepared, published and executed plans for a fifteen-state area involving 120,000 personnel. As a military officer, he has been selected to undergo numerous training and educational programs including the U. S. Army War College (42 weeks). While in private busi-

ness, he has supervised up to 150 employees and was involved in forecasting and controlling budgets and had prime responsibilities for producing satisfactory financial profits. He has been involved in all personnel administration activities, including union contract preparation and collective bargaining.

Lt. Col. Sharp has, in his lifetime, been a leader as well as a follower. He has the knowledge of government as well as private business. He is knowledgeable in contracts, planning, coordination and the direction of projects. He has the ability to make decisions, to initiate plans and procedures, to relate guidelines to objectives, to analyze program needs and to completely evaluate studies and to draft reports and recommendations.

Lt. Col. Sharp holds a license as a private pilot, amateur radio operator and has undertaken special courses in operations and marketing, plus public speaking courses.

He is 47 years of age and resides with his family at 1646 Wellington, Lansing.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

**THE PUBLIC MAY NOW ADDRESS THE
CITY COUNCIL ON ANY OF THE FOLLOWING
RESOLUTIONS — YOU MAY
SPEAK ONLY FOR 3-MINUTES ON ANY
ONE RESOLUTION.**

No persons spoke.

Councilman Ferguson left the session.

RESOLUTIONS

By Committee on Public Service and
Highways—

Resolved by the City Council of the City
of Lansing:

That the proposed Cost Agreement for Traffic Signal Control between the City of Lansing and the Michigan State Highway Commission for Signal Permit No. 33032-01-231 for Traffic Signal located on BL-96 Ramps at Pennsylvania, at a cost to the City of Lansing of \$165.00, be approved, and

That the Mayor and City Clerk be authorized to sign this Agreement upon certification of the City Controller as to the availability of funds, and after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

Councilman Ferguson returned.

By Committee on Public Service and
Highways—

Resolved by the City Council of the City
of Lansing:

That it is hereby determined to be a matter of public health and necessity to construct sanitary sewers in the following streets and that the construction of this work is hereby ordered:

S. Waverly Rd. (West side) from existing manhole in front of 6048 S. Waverly Road south to serve 6050 S. Waverly Road.

Stabler Street from Fenton St. south approximately 285 feet.

And Further, that the cost of this construction is to be assessed to the benefited property owners.

The Department of Public Service is hereby directed to prepare as far as necessary, plans and specifications for this project and it is further directed to estimate in detail the cost of said project and to furnish said information to the City Council.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and
Highways—

Resolved by the City Council of the City
of Lansing:

That the request from National Health Enterprises, Inc. to vacate that portion of the Landel Sewer Easement from Mary Ave. to Pierce Rd., contingent on the National Health Enterprises, Inc. Convalescent Home connecting their sanitary sewer to the new City main, be approved, and

Be It Further Resolved That the City Clerk be directed to have said vacation of that portion of the Easement recorded with the Registrar of Deeds upon the approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and
Properties—

Resolved by the City Council of the City
of Lansing:

That the legal owners, Mr. Robert B. Alston and Ruby Alston, of the properties located at:

517 Birch St., described as the N. 75 ft. of S. 115 ft., Lot 6, No. 38-1/3 ft.

of S. 115 ft., Lot 7, N. 38 1/2 ft. of S. 115 ft. of E. 18 ft., Lot 8, Mishler's Subdivision,

and

519 Birch St., described as the N 38-1/3 ft. of S. 76-2/3 ft., Lot 7, N. 38-1/3 ft. of S. 76-2/3 ft., of E. 18 ft., Lot 8, Mishler's Subdivision,

did submit a written request to the Building Commissioner to demolish the two (2) one story frame structures, remove the debris, fill and grade the site, and all cost to be applied to the property tax roll.

That the Building Commissioner be authorized to proceed with the demolition of said structures and the Purchasing Agent to proceed with obtaining quotes for same.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and
Properties—

Resolved by the City Council of the City
of Lansing:

Whereas, the Property Management Division of the City of Lansing was directed to obtain certain proposals from Architects which were incidental to the renovation of the building known as the Grants Building to provide additional office space for City use; and

Whereas, the Property Management Division is now in receipt of these specific proposals; and

Whereas, the Buildings and Properties Committee has determined to accept the low fee of the proposals submitted, which was by Manson, Jackson & Kane, Inc.

Now, Therefore, Be It Resolved that the Mayor and City Clerk be directed to sign the Contract by and between the City of Lansing and Manson, Jackson & Kane, Inc. after approval by the City Attorney as to form, and

Be It Further Resolved that the Finance Director be hereby authorized to make funds available from Account No. 410-936-591-975 in the amount of \$20,800.00 to be paid upon completion of the services specified in the Contract.

Adopted by the following vote:

Unanimously.

By Councilman May—

APPLICATION TO WITHHOLD FROM SALE

Whereas, the following described land(s) in Ingham County:

Lot 51, Supervisor's Plat of Community Homesites, 544 E. Paulson, City of Lansing,

were deeded to the State of Michigan on the 6th day of June, 1975 through nonredemption from the county treasurer May 7, 1974 tax sale.

Whereas, said lands are now under the jurisdiction of the Department of Natural Resources and may be withheld from the first sale at which they are scheduled to be offered for the purpose of redemption on behalf of the former owner as provided for in Section 131c of Act 206, Public Acts of 1893, as amended.

Now Therefore Be It Resolved by the City of Lansing that application is hereby made to the Department of Natural Resources to withhold said lands from sale, and

Be It Further Resolved that said City of Lansing does hereby authorize the county treasurer to collect all delinquent taxes on said lands if application is made by the owner thereof during the period for which said lands are withheld from sale by this application.

CERTIFICATION

I hereby certify that the above is a true and correct copy of a resolution offered and adopted by the City Council of Lansing on the 28th day of July, 1975.

THEO FULTON,
Clerk of Lansing,
City Hall.

Adopted by the following vote:

Unanimously.

By Councilman May—

APPLICATION TO WITHHOLD FROM SALE

Whereas, the following described land(s) in Ingham County:

Lot 52, Supervisor's Plat of Community Homesites, 544 E. Paulson St.

were deeded to the State of Michigan on the 6th day of June, 1975 through nonredemption from the county treasurer May 7, 1974 tax sale.

Whereas, said lands are now under the jurisdiction of the Department of Natural Resources and may be withheld from the first sale at which they are scheduled to be offered for the purpose of redemption on behalf of the former owner as provided for in Section 131c of Act 206, Public Acts of 1893, as amended.

Now Therefore Be It Resolved by the City of Lansing that application is hereby made to the Department of Natural Resources to withhold said lands from sale, and,

Be It Further Resolved that said City of Lansing does hereby authorize the county treasurer to collect all delinquent taxes on said lands if application is made by the owner thereof during the period for which said lands are withheld from sale by this application.

CERTIFICATION

I hereby certify that the above is a true and correct copy of a resolution offered and adopted by the City Council of Lansing on the 28th day of July, 1975.

THEO FULTON,
Clerk of Lansing,
City Hall.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

Whereas, the City Council requests, the removal of Natural Resources owned properties, from special assessment rolls No. 116 and No. 126 respectively, as all reverted properties going to Natural Resources, by law, are exempted from taxes and special assessments. (MCL 211.67a)

Whereas, the City Assessors Office be requested to remove the following parcels and monies from the above rolls.

Roll No. 116—		
3305-08-226-391-9	\$223.94	
3305-08-226-401-6	223.94	
3305-08-227-081-1	223.95	
		\$671.83
Roll No. 126—		
3301-34-227-121-7	\$166.79	
3301-34-227-131-6	166.79	
		\$333.58

Now therefore, be it resolved, that the City Controller and the City Assessor's Office by removing these parcels from Rolls No. 116 and No. 126 respectively be completed.

Adopted by the following vote:

Unanimously.

By Committees on Planning and Finance—

Resolved by the City Council of the City of Lansing:

Whereas, the increased complexity of city

government, the growing magnitude of problems, needs and demands for services and facilities, increased costs and the reduction of available resources and future projected revenues have all contributed to the position that alterations must occur in the City's approach in the Planning and Budgeting of Capital Improvements Projects and Programs; and

Whereas, after careful consideration the Planning Board, at their June 3, 1975 regular meeting, formally adopted a revised "new" Capital Improvements Program Planning and Budgeting Process, and requested the Mayor and Members of City Council to consider, formally adopt, and continued support of the "new" Capital Improvements Process; and

Whereas, the Capital Improvements Program Technical Coordinating Committee, after careful review and consideration of the "new" year-round continuous process, on July 9, 1975 approved that Process and recommended that the Mayor and City Council carefully review and consider formal approval and continuous support of that Process; and

Whereas, the "new" Process is consistent with the Capital Improvements Budgeting Process mandated by the City Charter;

Therefore, Be It Resolved that the City Council, acting under its authority to maximize the utilization of available resources for Capital Improvements and to provide the City of Lansing with the best services and facilities based on need and available resources, hereby adopts the "new" Process, known as the Capital Improvements Program Planning and Budgeting Process, as proposed, and will continue to actively support that Process as City policy; and

Be It Further Resolved, that the City Council directs all City Departments, Agencies and Boards to comply with and actively support the "new" Process in the development of their Capital Improvements Projects and Programs.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

Whereas the Lewton Neighborhood Planning Committee developed a plan for the future development of the community located within the area west of Lewton Elementary School, South of Mt. Hope Avenue, S.E. of Moores River Drive, east of Waverly, N. of Glasgow Drive and

Whereas the Planning Department, and Planning Board have worked concurrently with the citizens group in developing this plan, and

Whereas the Planning Board held a pub-

lic hearing at Lewton Elementary School on February 18, 1975, at which time the citizens of the area were notified by mail and the local newspaper, and

Whereas, citizens attending this meeting expressed their endorsement of the plan, and

Whereas, the Planning Board at their meeting of March 4, 1975, took under advisement all testimony and evidence and recommended approval of the development plan, as a master plan amendment, and further recommended that the development plan be transmitted to City Council for their approval, and

Whereas the Planning Committee of City Council to whom was referred the report of the Planning Board concurred therewith,

Now, Therefore, Be It Resolved that the Council of the City of Lansing gives its approval to the Lewton Neighborhood Master Plan, as a Master Plan Amendment.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the Lansing Tri-County Regional Manpower Administration Office have entered into an agreement to provide for the planning and delivery of Manpower Services pursuant to the Comprehensive Employment and Training Act of 1973, as amended, under new Title VI, "Emergency Jobs Act," and

Whereas, the Lansing Tri-County Regional Manpower Consortium has granted additional monies in the amount of \$1,519,522.00 to extend its Title VI Contract No. 894.05 through June 30, 1976; and

Whereas, the City of Lansing has modified said Contract to include this extension;

Now Therefore Be It Resolved, that the City Council approve said modifications and direct the Mayor and other City Officials to sign said modified contract.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the Lansing Housing Commission, the Lansing School District, the Capital Area Transportation Authority, the Board of Water and Light, the Lansing Community College, the Greater Lansing Urban League, the Safety

Council of Greater Lansing, the Community Design Center, the Suitcase Theatre, the Lansing Community Art Gallery and the Michigan Department of Natural Resources has entered into an agreement to provide for the planning and delivery of Manpower Services pursuant to the comprehensive Employment and Training Act of 1973, as amended, under new Title VI, "Emergency Jobs Act"; and

Whereas, the City has received funding in the amount of \$1,519,522.00 for Public Service Employment which is to be used to help meet the Public Service needs of the community; and

Whereas, governmental units and non-profit agencies are eligible for funding under Title VI; this action is in conformity with the United States Department of Labor Manpower Administration directives; and

Whereas, potential applicants for all positions funded under CETA must be properly certified by the Michigan Employment Security Commission located at 3215 S. Pennsylvania before they can be offered a Public Service Employment position under Title VI of CETA; and

Whereas, the City of Lansing has agreed to allocate funding not to exceed:

Contract No. 894.051 Lansing Housing Commission \$129,164.00 (13 positions)

Contract No. 894.052 Lansing School District \$152,000.00 (18 positions)

Contract No. 894.053 Capital Area Transportation Authority \$82,600.00 (7 positions)

Contract No. 894.054 Board of Water and Light \$52,500.00 (5 positions)

Contract No. 894.055 Lansing Community College \$127,400.00 (13 positions)

Contract No. 894.056 Greater Lansing Urban League \$26,692.00 (3 positions)

Contract No. 894.057 Safety Council of Greater Lansing \$25,507.00 (3 positions)

Contract No. 894.058 Community Design Center \$8,831.00 (1 position)

Contract No. 894.059 Suitcase Theatre \$10,096.00 (1 position)

Contract No. 894.0510 Lansing Community Art Gallery \$8,793.00 (1 position)

Contract No. 894.0511 Department of Natural Resources \$29,303.00 (3 positions)

and;

Whereas, the above listed contracts are to be in full force and effect from August 1, 1975 through June 30, 1976;

Now Therefore Be It Resolved, that the City Council approve said contracts and authorize the Mayor and other City Officials to sign said contracts.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the City Demonstration Agency, has, from time to time, entered into Contracts for Dental Services (PN 117), Project Listen (PN 10), Spanish Newspaper (PN 11), Spanish Library (PN 26), Spanish Radio (PN 34R), P.R.I.C.E. (PN 50), Career Education (PN 60), Indian Center (PN 38), Boy Scouts (PN 66), Legal Services (PN 13), and Jail Rehabilitation (PN 39); and

Whereas, the City of Lansing, has, from time to time, entered into Contracts for said services with the Lansing School District, El Renacimiento, Sol de Aztlan, Michigan Indian Benefit Association, Ingham County, Greater Lansing Legal Aid Bureau, and the Boy Scouts of America; and

Whereas, the City of Lansing, through the Human Resources Department desires to extend said Contracts for continued use of this equipment as purchased through Model Cities funds for continuity of these previously contracted services; now, therefore be it

Resolved, that said Contracts are extended from July 31, 1975 to August 31, 1975 for the sole purpose of continued use of the equipment purchased through Model Cities funds so that continuity of services may occur.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Human Resources Department, and the Youth Development Corporation, Incorporated have entered into a Contract effective from July 1, 1975 through July 31, 1975 for Eighteen Thousand Six Hundred Twenty-Six and 00/100 Dollars (\$18,626.00) to provide a delinquency prevention program (PN-131); and

Whereas, the City of Lansing, through the Human Resources Department, and the Youth Development Corporation, Incorporated desire to extend said Contract through August 31, 1975; and

Whereas, the City of Lansing, through the Human Resources Department, and the Youth Development Corporation, Incorporated desires to amend said Contract budget to Thirty-Five Thousand and 00/100 Dol-

lars (\$35,000.00) according to the following revisions:

	From	To
Personnel	\$15,509.00	\$29,604.00
Professional Services	667.00	500.00
Travel & Conference	75.00	250.00
Occupancy	2,100.00	3,750.00
Consumable Supplies	—0—	46.00
Equipment	100.00	600.00
Other	175.00	250.00
	<u>\$18,626.00</u>	<u>\$35,000.00</u>

now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed Contract Amendment on behalf of the City of Lansing after approval as to form by the City Attorney and after certification as to the availability of funds by the Finance Director of the City of Lansing and the CD Fiscal Officer.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Human Resources Department, and the Youth Development Corporation, Incorporated have entered into a Contract effective from July 21, 1975 to September 30, 1975 for Twenty-Three Thousand, Seven Hundred Eleven and 00/100 Dollars (\$23,711.00) to provide a YDC — YES Employment Project (PN 131D); and

Whereas, the City of Lansing, through the Human Resources Department, and the Youth Development Corporation, Incorporated, desires to amend said Contract budget to Nine Thousand Eight and 00/100 Dollars (\$9,008.00) according to the following revisions:

	From	To
Personnel	\$11,813.00	\$7,783.00
Travel & Conference	1,248.00	700.00
Occupancy	10,000.00	— 0 —
Consumable Supplies	150.00	150.00
Equipment	500.00	375.00
	<u>\$23,711.00</u>	<u>\$9,008.00</u>

now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed Contract Amendment on behalf of the City of Lansing, after approval as to form by the City Attorney and after certification as to availability of funds by the Finance Director of the City of Lansing and the C.D. Fiscal Officer.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing Model Cities Federal Credit Union, entered into a Contract effective from July 1, 1974 through September 30, 1974; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing Model Cities Federal Credit Union, amended and extended said Contract, effective from October 1, 1974 through June 30, 1975; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing Model Cities Federal Credit Union, further amended said Contract on April 8, 1975, and again on June 10, 1975; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing Model Cities Federal Credit Union, further amended and extended said previously amended Contract through July 31, 1975 in the amount of Sixty-One Thousand, One Hundred Fifteen and 83/100 Dollars (\$61,115.83); and

Whereas, the City of Lansing, through the Human Resources Department and the Lansing Model Cities Federal Credit Union do mutually agree to further amend said previously amended and extended Contract for the express purpose of revising the budget as follows:

From:

Travel and Conference \$47.00

To:

Personnel \$14.00

Other (Program Promotion) \$33.00

Whereas, said budget revision does not effect the total cost of this amended and extended Contract which shall remain at Sixty-One Thousand, One Hundred Fifteen and 83/100 Dollars (\$61,115.83); and

Whereas, said budget revision does not effect the termination date of this amended

and extended Contract which shall remain at July 31, 1975; and

Whereas, funding for the proposed amendment of said Contract is to be provided through CDA residual allocations; now, therefore, be it

Resolved, that the Mayor and the City Clerk are hereby directed to sign said proposed amendment and extension of said Contract on behalf of the City of Lansing, after approval as to form by the City Attorney and after certification by the Director of Finance and the CD Fiscal Officer as to the availability of funds.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Blair, Ferguson, Gunther, May, McKane—7.

Nays: Councilman Brenke—1.

July 28, 1975

Honorable Mayor Gerald W. Graves,
Mayor Pro-Tem Jack Gunther and
Members of the Lansing City Council
City Hall
Lansing, Michigan

Dear Mayor Graves, Mayor Pro-Tem
Gunther and Council Members:

I hereby certify that the attached contract which is enumerated below between the City of Lansing and the Credit Union is properly before you in conformance with Section 2A-11 of the Community Development Ordinance. The contract listed under Resolutions, Item 12(c) (2) is:

Credit Union—

11 Month Contract (\$46,917)

This contract meets the requirements set forth for certification pursuant to the above-cited section.

Respectfully submitted,

RALPH CASCARILLA,
Acting Director,
Community Development
Management Dept.

Referred to Committee of the Whole.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the United States of America have entered into an Agreement to plan and develop a Community Development Program; and

Whereas, the Lansing Community Devel-

opment plan provides for a credit union services through the Lansing Model Cities Federal Credit Union; and

Whereas, the City of Lansing, has, from time to time, entered into Contracts with said Contractor, through the Lansing City Demonstration Agency, for services; and

Whereas, the City of Lansing, through the Human Resources Department, desires to engage the Lansing Model Cities Federal Credit Union (PN-107) to perform certain services and activities in connection with said Community Development Program for the period between August 1, 1975 and June 30, 1976 in the amount of Forty-Six Thousand Nine Hundred Seventeen and 00/100 Dollars (\$46,917.00); now, therefore, be it

Resolved, that the Mayor and the City Clerk are hereby directed to sign said proposed Contract on behalf of the City of Lansing after approval as to form by the City Attorney and after certification as to the availability of funds by the Director of Finance of the City of Lansing.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Blair, Ferguson, Gunther, May, McKane—7.

Nays: Councilman Brenke—1.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows:

\$ 1,280.00	from Admin. Longevity
	A/C 101-692-000-712
9,775.00	from Zoo Wages
	A/C 101-701-000-706
21,085.00	from Landscape Wages
	A/C 101-718-105-706
29,890.00	from Maintenance Wages
	A/C 101-718-107-706
11,000.00	from Arboretum Wages
	A/C 101-721-402-706
\$ 104.00	to Admin. Salary
	A/C 101-692-000-702
1,214.00	to Golf Salary
	A/C 101-697-200-702
405.00	to Ice Rink Salary
	A/C 101-699-000-702
12,608.00	to Zoo Salary
	A/C 101-701-000-702
15,155.00	to Maint. Salary
	A/C 101-718-000-702
21,200.00	to Construction Wages
	A/C 101-718-106-706

10,460.00 to Potter Park Wages
A/C 101-721-401-706

187.00 to Arboretum Salary
A/C 101-721-402-706

285.00 to Frances Park
Wages
A/C 101-721-403-706

741.00 to Forestry Salary
A/C 101-781-700-702

10,671.00 to Fund Balance
A/C 101-000-000-390

\$ 3,700.00 from Estimated Revenues
A/C 571-000-000-160

\$ 3,700.00 to WWP Land
Acquisition
A/C 571-548-622-971

I hereby certify that funds are available.

JAMES W. DOWSETT.
Director of Finance.

Approved:

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT I

By Committee on Public Service and
Highways—

Resolved by the City Council of the City
of Lansing:

That it is hereby determined to be a public necessity to construct Sanitary Sewer in S. Waverly Rd. (west side) from existing manhole in front of 6048 S. Waverly Rd. south to serve 6050 W. Waverly Rd. as ordered; see Council Resolution 7-28-75

That the Department of Public Service be and hereby is directed to cause to be prepared so far as necessary, diagrams and plats of the whole of said district, and/or plans and specifications for such project, and is further directed to estimate in detail the cost of said project, and furnish said information to the Council.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and
Highways—

Resolved by the City Council of the City
of Lansing:

That it is hereby determined to be a public necessity to construct Sanitary Sewer in Stabler Street from Fenton Street south approximately 285 feet, as ordered; see Council Resolution 7-28-75.

That the Department of Public Service be and hereby is directed to cause to be prepared so far as necessary, diagrams and plats of the whole of said district, and/or plans and specifications for such project, and is further directed to estimate in detail the cost of said project, and furnish said information to the Council.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT II

By Committee on Public Service and
Highways—

Resolved by the City Council of the City
of Lansing:

That the plans and specifications returned by the Department of Public Service in pursuance of the resolution of this Council:

Resolution date 7-28-75—(Ordered)

PS No. 73013

Property Benefited: All lands fronting on S. Waverly Rd. (west side) from existing manhole at 6048 S. Waverly Rd. south to serve 6050 S. Waverly Rd. excepting all public streets and alleys and other lands deemed not benefited.

Resolution date 7-28-75—(Ordered)

PS No. 66034

Property Benefited: All lands fronting on Stabler Street from Fenton Street south approximately 285 feet excepting all public streets and alleys and other lands deemed not benefited, be received, approved and placed on file.

The Engineer's estimated expense of said improvements are as follows:

Project No. PS 58020

Assessment Roll No. 250

SANITARY

Intersection and
City Contribution\$1,261.05

Assessable to Property Owners 7,055.36

Total Project Cost\$8,316.41

STUBS

Intersection and
City Contribution 0.00

Assessable to Property Owners 1,134.00

Total Project Cost\$1,134.00

TOTAL

Intersection and
City Contribution\$1,261.05

Assessable to Property Owners 8,189.36

Total Project Cost\$9,450.41

These projects are to be included as part of the Hamelon, Aurelius and Other Storm and Sanitary Sewers Contract, PS 58020.

That the City Assessor be, and is directed, to make special assessment installment rolls, based upon bids received and other related costs of construction, and return same to the City Council.

I hereby certify that funds are available and encumbered for the City of Lansing's share of said project.

EDWARD PERRY,
City Controller.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT III

By Committee on Public Service and
Highways—

Resolved by the City Council of the City of Lansing:

That the special assessment roll for Sanitary Sewer:

Assessment Roll No. 250

PS 73013 Sanitary

Property Benefited: All lands fronting on S. Waverly Rd. (west side) from existing manhole at 6048 S. Waverly Rd. south to serve 6050 S. Waverly Rd. excepting all public streets and alleys and other lands deemed not benefited.

Assessment Roll No. 250

PS 66034 Sanitary

Property Benefited: All lands fronting on Stabler St. from Fenton St. south approximately 285 feet excepting all public streets and alleys and other lands deemed not benefited.

The revised estimated expense of said improvements based upon construction bids are as follows:

Project No. PS 58020

Assessment Roll No. 250

SANITARY

Intersection and
City Contribution\$1,261.05

Assessable to Property Owners 7,055.36

Total Project Cost\$8,316.41

STUBS

Intersection and
City Contribution\$ 0.00

Assessable to Property Owners 1,134.00

Total Project Cost\$1,134.00

TOTAL

Intersection and
City Contribution\$1,261.05

Assessable to Property Owners 8,189.36

Total Project Cost\$9,450.41

These projects are to be included as part of the Hamelon, Aurelius and Other Storm and Sanitary Sewers Contract, PS 58020.

returned by the City Assessor be received and placed on file, and the City Clerk be directed to publish a notice thereof by publication in a local newspaper five days in accordance with Section 28-17, of Chapter 28 of the Code of Ordinances.

Resolved further, that the City Council will meet at the Council Rooms on Monday, the 11th day of August, 1975 at 7:30 o'clock p.m. for the purpose of reviewing said assessment roll.

I hereby certify that funds are available and encumbered for the City of Lansing's share of said project.

EDWARD PERRY,
City Controller.

Adopted by the following vote:

Unanimously.

ZONINGS

By Councilman Gunther—

Whereas, by petition duly filed on the 19th day of May, 1975, this council was petitioned to change the following described property from "A" One Family Residence District to "B" One Family Residence District all as set forth in the Zoning Code of this City, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 30th day of June, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-19-75 — 3400 West Holmes Road,
more particularly described as:

Commencing south $\frac{1}{4}$ post of south-west $\frac{1}{4}$ thence east 261.5 ft., north

212.5, west 261.5 ft., south 212.19 ft. to beginning Section 30, T4N, R2W, City of Lansing, Ingham County, Michigan,

from "A" one family residential district to "B" one family residential district.

Whereas, pursuant to Act 207, Public Acts 1921, the Planning Board advised the City Council to deny this request; and

Whereas, the Planning Committee of Council, to whom the Planning Board report was referred, concurs therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "A" One Family residence district to "B" One Family residence district be denied.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Blair, Brenke, Gunther, May, McKane—7.

Nays: Councilman Ferguson—1.

By Councilman Gunther—

Whereas, by petition duly filed on the 12th day of May, 1975, this council was petitioned to change the following described property from "A" One Family Residence District to "F" Commercial District all as set forth in the Zoning Code of this City, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 30th day of June, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-18-75 — 5100 S. Waverly,

more particularly described as:

Commencing at the N.E. corner of Section 1, Town 3 North, Range 3 West, Windsor Township, Eaton County, Michigan, thence south 165 feet along the east section line, thence west 280.5 feet parallel with the north section line, thence north 165 feet to the section line, thence east 280.5 feet to the point of beginning,

from "A" one family district to "F" commercial district.

Whereas, pursuant to Act 207, Public Acts, 1921, the Planning Board advised the City Council to approve this request; and that a landscape, screening and fencing plan be submitted to and approved by the Planning Board, and

Whereas, the Planning Committee of City Council, to whom the Planning Board report was referred, concurs therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "A" one family residence to "F" Commercial District be approved, and that the requirements of the Planning Board be complied with.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 12th day of May, 1975, this council was petitioned to change the following described property from "E" Apartment Shop District to "G" Business District all as set forth in the Zoning Code of this City, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 30th day of June, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-17-75 — Southwest Corner Shiawassee and Washington,

more particularly described as:

The north 18 ft. of Lot No. 3, the east 7 ft. of Lots 11 and 12, the east 7 ft. of the north 18 ft. of Lot 10, and entire Lots 1 and 2, all property located in Block 83, Original Plat, City of Lansing. This property is further known as the north 150 ft. of parcel 5c of Urban Renewal Project No. 1, City of Lansing, Ingham County, Michigan,

from "E" Apartment Shop District to "G" Business District.

Whereas, pursuant to Act 207, Public Act, 1921, the Planning Board advised the City Council to approve this request; and

Whereas, the Planning Committee of City Council, to whom the Planning Board report was referred concurs therewith,

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "E" Apartment Shop District to "G" Business District be approved.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 18th day of April, 1975, this council was petitioned to change the following described property from "A-1" Family Residential District to "F" Commercial District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 30th day of June, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-13-75 — 4411 South Logan Street, more particularly described as:

Lot 23, Sonnenberg's Half Acre Subdivision, City of Lansing, Ingham County, Michigan,

from "A-1" Family Residential District to "F" Commercial District.

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised the City Council to deny the petition as filed, further the Planning Board recommends that the property be zoned from "A-1" Family Residential District to "D-1" Professional Office District and that a site plan showing the landscape, fencing and screening along the south and east property lines and along the east property line of Lot 22 be submitted to and approved by the Planning Department prior to issuance of occupancy permit.

Whereas the Planning Committee of Council to whom was referred the report from the Planning Board did not concur therewith; but recommend that the property be zoned from "A-1" Family to "F" Commercial;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "A-1" Family Residential District to "F" Commercial District be granted, and that the above landscape, fencing and screening requirements be met.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 3rd day of February, 1975, this council was petitioned to change the following described property from "A" One Family Residence District to "C" Two Family Residence District all as set forth in the Zoning Code of this City, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 14th day of July, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-5-75 — 2501, 2507, 2513 Newark, more particularly described as:

Lots 9, 10, and 11 of Webster Farms Subdivision No. 2, City of Lansing, Ingham County, Michigan,

from "A-1" Family Residential District to "C-2" Family Residential District.

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised the City Council to deny this request; and

Whereas the Planning Committee of Council, to whom was referred the report of the Planning Board, did not concur therewith, but recommended that the petition be granted;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "A-1" Family Residential District to "C-2" Family Residential District be granted.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$2,423,887.57.

Signed:

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

INTRODUCTION OF ORDINANCES

The following ordinances of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by:

- a. Repealing of Section 16-11 to 16-17 inclusive of the Code.
- b. Adding a New Chapter to be num-

bered 16A and by adding sections numbered 16A-1 to 16A-21 inclusive, providing for the establishment and regulation of a weekly city wide residential refuse and bulk item collection service.

- c. Repealing of Section 14-82 of the Code.
- d. Revising Sections 14-76 and 14-81 and by adding a new section 14-82 of said Code.

was introduced by Councilman Belen, read a first and second time by their title, and referred to the Committee on Ordinance and Contracts.

By Councilman Gunther (Belen)—

Resolved by the City Council of the City of Lansing:

That the rule prescribed in Sec. 5.5 (g) of the Charter relative to considering business not on the agenda be waived.

Carried.

Petition presented from residents in the 3000 and 4000 blocks of Burchfield Dr. relative traffic sign, speed limits, children caution signs and revival of mail delivery service.

Referred to Traffic Board and Committee on Public Safety.

Request from Mich. Council of Churches and East Lansing Peace Education Center for permission to hold a peace vigil from 12 noon to 2 p.m. on July 29 and 30, 1975 in 100 block of Washington Square Mall.

Referred to Committee on City Affairs.

Request to close York Rd. from Glasgow to Cooley from 4 p.m. on Saturday, August 2, 1975, for a neighborhood party and dance.

Referred to Committee on City Affairs with power to act.

Request of Lansing Community College for permission to use top floor of North Capitol Ave. parking ramp from 9:00 p.m. to 10:30 p.m. on Friday, August 8, 1975 for a musical show.

Referred to Committee on City Affairs and Committee on Buildings and Properties.

REPORT OF COMMITTEE

The Committee on CITY AFFAIRS, to whom was referred the request of Michigan Council of Churches and the East Lansing Peace Education Center for permission for

a Peace Vigil from 12 noon to 2 p.m., on July 29 and 30, 1975, on the sidewalks adjacent to the 100 Block of Washington Square Mall, reports as follows:

The Committee recommends permission be granted.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORT OF COMMITTEE

The Committee on CITY AFFAIRS and Committee on BUILDINGS & PROPERTIES, to whom was referred the request of Lansing Community College for permission to use the top floor of North Capitol Avenue Parking Ramp from 9:00 p.m. to 10:30 p.m., Friday, August 8, 1975, for a musical show, co-sponsored with the City Parks and Recreation Department, reports as follows:

The Committee recommends permission be granted and that the matter be referred to the City Attorney and Traffic Engineer to work out details of liability, manpower, etc.

Signed:

JOEL I. FERGUSON,
ROGER T. MAY,
JAMES D. BLAIR,
Committee on City Affairs,

ROGER T. MAY,
JOHN T. ANAS,
WILLIAM A. BRENKE,
JACK D. GUNTHER,
TERRY J. McKANE,
Committee on Buildings and Properties.

By Councilman Ferguson and

Councilman May—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

July 25, 1975

Honorable Mayor and Members
of the Lansing City Council

Dear Mayor and City Council:

On June 17, 1972 the City Council, at the request of the Michigan State Department of Highways approved a resolution placing a proposal on the ballot for the sale of a portion of Riverside Park to the State of Michigan for the purpose of the State constructing a new bridge across the Grand River at Logan Street. Only after the electorate had approved this proposition was it learned by the attorneys in this office that the land to be sold was deeded to the City with a restriction that it be used only for park purposes and that it revert to the original owners or their heirs if that use ever ceased. Consequently, it became necessary for the State to condemn the reverter interest of the several heirs. The City of Lansing has been made a party to that action. It now appears that the seven heirs with a remaining interest would be willing to accept a settlement in the amount of \$350 per heir plus \$400 attorney fees. While it is my belief that the responsibility for this payment rests ultimately with the State of Michigan, I believe that it is in the best interest of the City to participate with the State in this cash award.

It is my recommendation that you authorize the City Attorney to compromise this suit on the following terms. The City of Lansing would pay \$300 attorney fees and \$64.50 per heir up to a total of seven heirs, for a grand total of \$850. The State of Michigan would pay \$100 in attorney fees and \$1,900 to be apportioned among the seven heirs. I recommend this settlement to you since the State is hesitant to engage in a settlement in excess of a nominal amount and because I believe that an ex-

peditious conclusion to this litigation is in the best interest of all parties.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Gunther—

That we concur in the recommendation of the City Attorney.

Carried.

Chas. Jurasek, 3200 Reo Rd., spoke relative Topps purchase for recreation center.

Louis Adado, 5305 S. Waverly Rd., spoke relative new refuse collection.

Earl Burgering, 2407 Hanover, spoke relative recreation centers.

John Nolan, 507½ N. Sycamore, spoke.

Josephine Stebbins, 320 S. Sycamore, spoke.

Robert Aldrich, 5830 S. Richmond, spoke.

Council adjourned at 9:25 P.M.

THEO FULTON,
City Clerk.

Lansing, Michigan

July 28, 1975

F/M

CITY CLERK'S OFFICE

Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE

U. S. POSTAGE

PAID

Permit No. 1461
Lansing, Michigan

665

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, August 4, 1975

CITY COUNCIL ROOMS

Lansing, Michigan

August 4, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Anas, Belen, Blair, Brenke, Ferguson, Gunther, May, McKane—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Marcel Elliott, Housing Director.

Pledge of Allegiance was given by Ms. M. Diana Davis.

The record of the previous session was approved as printed.

HEARING ON PROPOSED CHANGE IN ZONING CLASSIFICATION

August 4, 1975 at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-20-75 — 3120 North East Street,

be rezoned from "A" One Family Residence District to "F" Commercial District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Hugh Zweering, 3120 N. East St., owner, spoke.

Referred to Committee on Planning.

August 4, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 18, 1968, said proposed amendment being as follows:

That the property described as:

Z-24-75 — 2928 Pleasant Grove Rd.,

be rezoned from "B" One Family Residence District to "D" Professional Office District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

Objections were made to the proposed amendment(s).

Thomas Skeeahan, owner of property, spoke.

Kathryn Pruden, 2913 Pleasant Grove Rd., spoke and presented petitions in opposition.

Referred to Committee on Planning.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

RUBBISH HAULER — Reginald Lickert.

RELIGIOUS SOLICITATION — Linda M. Reliford.

DRAY — City Wide Moving and Delivery.

Referred to Committee on Ordinance and Contracts.

Eaton County Treasurer submits amount of delinquent taxes collected in June, 1975.

Received and placed on file.

Summons filed in Circuit Court by Barbara J. and George J. Platsis on behalf of all property taxpayers in City vs City of Lansing.

Referred to City Attorney, City Assessor and City Treasurer.

Claims filed by:

Deborah Ann Reist for damage to automobile due to hole in street.

Referred to City Attorney and Public Service Department.

Bryant Darling for damage to automobile window due to ball.

Referred to City Attorney and Park Department.

Ann Beach for injuries sustained at Mt. Hope Cemetery.

Referred to City Attorney and Parks Department.

Mary Lou Peterson for damage to automobile due to raised manhole cover.

Referred to City Attorney and Public Service Department.

Duane J. Nichols for damage to automobile.

Referred to City Attorney and Public Service Department.

Letter from Liquor Control Commission submitting request of Dwight L. Sholty for transfer ownership of 1975 Class "C" license at 611 E. Hazel St. from Ralph Abenroth.

Referred to Committee on Ordinance and Contracts.

Request for 24-hour liquor permit from Mrs. Matilda Gomez for August 9, 1975.

Referred to Committee on City Affairs.

Letter from ALSAC requesting permission to march door-to-door on September 28, 1975.

Referred to Committee on City Affairs.

Letter from Billy R. Harper relative electric bill.

Referred to City Attorney, Board of Water and Light, and Lester Hopkins.

Letter from President of Bangladesh Student Club expressing appreciation for the allocation of fund for the "Peace Centre."

Received and placed on file with copy to East Lansing City Council.

Letter from Laura J. Vaillancourt relative dangerous condition existing on sidewalks at Martin Block Co.

Referred to Committee on Public Service and Highways and Councilman May.

Letter from Manson, Jackson, Kane, Inc., relative proposed Fire Station.

Referred to Committee on Public Safety, Fire Board, Committee on Buildings and Properties, and Planning Board.

Letter from Dept. of State Highways and Transportation—relative review process for all 1977 Transportation Program Applications.

Referred to Planning Department, Public Service Department, Committee on Buildings and Properties, Committee on Public Safety, and Program Coordinator.

REPORT OF COMMITTEES

The Committee on ORDINANCE AND CONTRACTS, approves the following applications and bonds for licenses:

RUBBISH HAULER — Reginald Lickert.

RELIGIOUS SOLICITATION — Linda M. Reliford.

DRAY — City Wide Moving and Delivery.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the ordinance of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by repealing of Section 14-82 of said code, reports as follows:

That said ordinance be passed.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the ordinance of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by revising Sections 14-76 and 14-81 and by adding a New Section 14-82 to said code, reports as follows:

That said ordinance be passed as amended.

Signed:

LUCILE E. BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the ordinance of the City of Lansing, Michigan, providing that the code be amended by repealing of Sections 16-11 to 16-17 inclusive of said code, reports as follows:

That said ordinance be passed.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the ordinance of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by adding a New Chapter to be numbered 16A and by adding sections numbered 16A-1 to 16A-21, inclusive, reports as follows:

That said ordinance be passed as amended.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of The Mexican Patriotic Committee for permission to alcoholic beverages on August 30, 1975, at Michigan National Armory, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of The Mexican Patriotic Committee for permission to serve alcoholic beverages on September 13 and September 14, 1975, at Frandor Shopping Center, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously

The Committee on CITY AFFAIRS, to whom was referred the request of Mrs. Matilda Gomez for permission to serve liquor at Diamond Reo Club House on August 9, 1975, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

July 29, 1975

Honorable Mayor and Members
of the Lansing City Council
Lansing, Michigan

Re: Claim of Kenrich Construction Co.

Dear Mayor and Council:

The above captioned claim was referred to this office by Council action of June 30, 1975. Kenrich Construction Company is alleging damages in the amount of \$19,192 for the failure of the City to execute and perform the contract authorized by the City Council on April 8, 1975. After the contract was authorized by Council but prior to the time that it was to be executed by the Mayor and Clerk and prior to its final approval by the City Attorney and the certification of the Controller as the availability of funds, you rescinded your authorization upon the recommendation of several city administrators and the CATA Board. This recommendation was made to you because circumstances had changed dramatically from the time the project was originally bid until its acceptance and by the later date CATA was in a position to purchase a larger and much needed facility.

As you are aware, the City Charter provides that all contracts shall be signed by the Mayor and City Clerk. Further, the Lansing Purchasing Ordinance, Section 2-32, requires that all contractual services shall be purchased only by formal written contract. No such contract was executed in the present case.

You may recall that we are presently involved in litigation with Brown Brothers concerning a similar dispute.

It is my recommendation that the claim be denied.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Gunther—

That we concur in the recommendation of the City Attorney.

Carried.

July 30, 1975

Honorable Mayor and Members

of the Lansing City Council

Lansing, Michigan

Re: James R. Robison v City of Lansing
(Workmen's Compensation)

Dear Mayor and Council:

The parties in the above captioned matter reached an agreement that the claim of James R. Robison should be redeemed in the amount of \$15,000.00 which represented approximately three years of Workmen's Compensation benefits. On July 21, 1975, Council agreed with the recommendation of this office that the case be redeemed for this amount.

At a redemption hearing held before the Bureau of Workmen's Compensation on July 24, 1975, the hearing referee denied the proposed redemption primarily on the grounds that the \$15,000.00 figure was inadequate.

Based upon a review of the medical reports, we have at this time, asked the Personnel Department to reinstitute the payment of weekly benefits to Mr. Robinson.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Gunther—

That we concur in the recommendation of the City Attorney.

Carried.

July 30, 1975

Honorable Mayor and Members

of the Lansing City Council

Lansing, Michigan

Re: Platts et al v City of Lansing

Dear Mayor and Council:

On July 22, 1973, plaintiffs in the above matter filed suit in Ingham County Circuit Court seeking a refund for themselves and others similarly situated of real property taxes paid for the years 1971 and 1972.

The trial court dismissed suit for the reasons that the grounds alleged by plaintiffs

did not constitute an actual case in controversy between the parties and that plaintiffs had failed to pay the taxes in question under protest and institute suit within 30 days as required by state statute.

Plaintiffs thereafter appealed the matter to the Michigan Court of Appeals. That Court, after considering the briefs filed by the parties and hearing oral arguments on the matter, affirmed the trial court's dismissal of the suit.

Respectfully submitted,

PETER HOUK,
City Attorney.

Received and placed on file.

July 30, 1975

Honorable Mayor and Members

of the Lansing City Council

Lansing, Michigan

Dear Mayor and Council:

Pursuant to a Council resolution of June 10, 1975, this office has negotiated with Hammer, Siler, George Associates in Atlanta, Georgia for the settlement of the contract regarding the Bicentennial riverfront park development project. The amount already paid by the City of Lansing for services performed under this contract is Fourteen Thousand Nine Hundred Ninety-Nine and 95/100 Dollars (\$14,999.95). The contract amount that was to have been paid by the City for the services regarding the project was Twenty Thousand and 00/100 Dollars (\$20,000.00).

Hammer, Siler, George Associates has agreed to require no further payment from the City of Lansing, if the City does not require further work pursuant to the contract.

This office recommends that this offer be accepted. The City would then not be obligated to pay for more services which no longer serve a viable purpose.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Anas—

That we concur in the recommendation of the City Attorney.

Carried.

July 30, 1975

To the Honorable Mayor
and Members of the Council

Gentlemen:

I am hereby submitting special assessment Roll No. 247, corrected to actual cost, for

the purpose of constructing curb and gutter in the following street.

In Anson Street (west side) from Ronald Street to Maybell Street and on both sides of Anson Street from Maybell St. to South line of Lots 21 & 22 of Re-Plat of Anderson's Subd. On Ballard Road from Jolly Road to Reo Road. On Ferrol Street from Christiansen Road to Pleasant Grove Road.

To be Assessed	\$27,575.50
City Share	10,084.86
	<hr/> \$37,660.36

Respectfully submitted,

MARION K. HAHN,
Deputy Assessor.

Received and placed on file.

July 23, 1975

The Mayor and City Council

City Hall

Lansing, Michigan

Dear Mr. Mayor and Council Members:

As you are aware, the Community Development Act of 1974 changes some of the procedures in redevelopment and public housing legislation.

In the old programming procedures, the Housing Commission would receive a program reservation for the number of public housing units that could be justified in the community. Construction monies would be provided to the Housing Commission to build such buildings and bonds would be sold to cover monies that were extended by HUD for the actual construction.

In the new program (commonly referred to as Section 8), the Housing Commission will no longer construct units and manage them. Instead, a new concept known as Housing Assistance Payments will be provided by HUD to the local community in the form of rent subsidy. "Fair market" maximum rents will be allowed to individual developers who will build units to fill the housing needs of the community. The housing needs of the community have been determined by the Planning Staff in the Housing Assistance Plan as filed with the Community Development application.

The only program that has been designated specifically by the Department of Housing and Urban Development to be the responsibility of the Housing Commission is the management of Section 8 subsidies for existing housing in the City of Lansing. I asked HUD why the Commission was designated to carry out this responsibility and was informed that Public Act 18 and subsequent amendments to that Act make the Commission the logical legal body to function in this regard.

In light of the above, on April 25, 1975, Elmer C. Binford, Area Director of the Detroit HUD office, sent the Lansing Housing Commission information inviting an application from the Commission to administer the Section 8 existing housing program in the City of Lansing. The number of units in this program, as determined by the HUD allocation process for the Lansing Housing Commission is 80.

There was some concern on the part of the Federal Program Coordinator and the Acting Director of Community Development, Management Department, as to how the functioning of the Housing Commission in this regard fit into the total City responsibility as stated in the Housing and Community Development Act of 1974.

The Commission stands ready as always to correlate its activities with the rest of the Departments of the City of Lansing and to carry out its activities as set by Public Act 18 and Resolution 108 of the Charter. For your information, therefore, I am enclosing the letter sent on April 25, 1975, by Elmer C. Binford, inviting the Housing Commission to administer the Existing Housing Program in Lansing. As you are aware, the Housing Commission has filed an application for 80 units of assistance under the Section 8 program. At the present time, this application is pending approval by the City of Lansing as to its conformity with the Housing Assistance Plan.

Most cordially,

MARCEL B. ELLIOTT,
Executive Director,
Lansing Housing Commission,

JAMES N. FOULDS,
Housing Coordinator,
Planning Department.

Referred to Committee of the Whole.

July 31, 1975

Honorable Mayor and

Members of City Council

Re: Washington Park Artificial Ice Rink

Gentlemen:

On December 9, 1974, architects Laitila, Freeman, Smith and Fowler were authorized to prepare plans for the Washington Park Artificial Ice Rink-Tennis Complex. Three hundred thousand dollars was appropriated from the state and federal sources with \$80,000 allocated in the 1974-75 Lansing Capitol Improvement budget.

The architects have completed their preliminary estimates and anticipate the cost for a very basic facility to be \$448,062.00. In order to reduce the cost to meet the current appropriation we would have to eliminate features that would limit useage of the rink, and/or create unreasonable problems in operation.

The \$80,000 budgeted was the minimum required for City match based on available federal and state funds. The Park Board recommended at their July 16th meeting that, in order to complete the project as necessary, an additional \$68,062.00 be appropriated.

I would be glad to review the plans for the Tennis-Ice Complex.

Sincerely,

THEODORE J. HASKELL,
Director of Parks and
Recreation.

Referred to Committee on Parks and Recreation.

July 31, 1975

Honorable Mayor and

Members of City Council

Re: Kingsley Community Center

Gentlemen:

On November 18, 1974, City Council authorized a contract for architectural services on the Kingsley Community Center then estimated at a construction cost of \$535,000.00.

Plans and specifications have been completed and we now anticipate putting the project out for bid in mid-August. Three hundred and thirty thousand dollars was allocated from state and federal sources, and as the City Council decided the difference (plus any inflationary increases) could be appropriated at the time bids were accepted.

We will keep you informed on progress.

Sincerely,

THEODORE J. HASKELL,
Director of Parks and
Recreation.

Referred to Committee on Parks and Recreation.

July 31, 1975

Honorable Mayor and

Members of City Council

Re: Sycamore Golf Starter House

Gentlemen:

City Council authorized on November 12, 1974 plans be prepared by Rather and Hartwich Architects for the Sycamore Golf Starter House. This project became necessary when the existing building developed serious structural defects.

Preliminary drawings were completed in January, 1975, and, as Council directed, bids were obtained on the building.

V. A. Bliesener and Sons bid the low amount of \$29,755.00 which is \$13,630.00 over that available for construction. I am recommending a transfer be made to cover the increased cost so we may progress with this project.

Sincerely,

THEODORE J. HASKELL,
Director of Parks and
Recreation.

Referred to Committee on Parks and Recreation and Committee on Finance.

July 24, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: B-75-372 Sycamore Golf Course
Starter House

Gentlemen:

Attached is the tabulation of seven bids for the construction of the Starter House at the Sycamore Golf Course, which were opened at 3:00 P.M., E.D.T. on Tuesday, July 22, 1975.

We recommend acceptance of the low bid submitted by V. A. Bliesener & Sons in the amount of \$29,755.00. Work will be completed 90 days from date of contract. The performance bond will be filed with the City Clerk within ten days.

Respectfully submitted,

VAUGHAN L. MCKINCH,
Purchasing Director,

THEODORE J. HASKELL,
Parks and Recreation Director.

Referred to Committee on Parks and Recreation.

July 30, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: B-75-384 Refuse Bags

Gentlemen:

Attached is a tabulation of six bids for the purchase of approximately 2,000,000

refuse bags, which were opened at 3:00 P.M., E.D.T. on Tuesday, July 22, 1975.

We recommend acceptance of the low bid submitted by Chicago Transparent Products for .002 mil refuse bags at \$56.10/M for a grand total in the amount of \$112,200.00. Terms: Net.

Respectfully submitted,

VAUGHAN L. MCKINCH,
Purchasing Director,

ROBERT R. BACKUS,
Public Service Director.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the recommendation of the Purchasing Director and the Director of Public Service that the low bid submitted by Chicago Transparent Products for purchase of approximately 2,000,000 refuse bags at \$56.10/M for a grand total of \$112,200.00, be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

July 31, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: B-75-379 Hector Drain Area
Storm and Sanitary Sewer
Improvements

Gentlemen:

Eleven bids for the construction of the Hector Drain Area Storm and Sanitary Sewer Improvements, PS 55037, were opened at 3:00 P.M., E.D.T. on Tuesday, July 22, 1975.

We recommend acceptance of the low bid submitted by Ayala's Concrete & Excavating and Kenneth Noyce in the amount of \$136,199.11 and an additional 15% for contingencies in the amount of \$20,429.87, making the total amount authorized \$156,628.98.

Respectfully submitted,

VAUGHAN L. MCKINCH,
Purchasing Director.

ROBERT R. BACKUS,
Public Service Director.

Referred to Committee on Public Service and Highways.

August 4, 1975

Honorable Mayor and

Members of City Council

Gentlemen:

When the City Council approved the construction and design of the Gier Community Center, a line item was included for furnishings and equipment that would not be covered by the basic contract.

When the bids were received in June of 1974, they had exceeded the original estimates. At that time, three alternatives were presented to the City Council. The Council accepted Alternative No. 3 which increased the building size, added the tarran floor, and eliminated furnishings for an added cost at that time of \$42,500 instead of \$66,500.

It was understood that the money for furnishings and equipment would be re-appropriated in the spring of 1975 in time for the completion of the building. A transfer was requested by the Park Department and approved by the Committee on Parks and Recreation. Since April we have attempted to make this transfer. The building is almost finished and should open soon. Furnishings and equipment should have been ordered weeks ago.

The recommended list of equipment includes office furniture, chairs, tables, shelving, appliances, audio-visual equipment, athletic equipment, and other items.

This list was estimated at \$28,429.24 with an estimated 10% for unforeseen contingency and increased prices. We have requested transfer of \$31,272.16.

The Gier Park Community Recreation Center will be the finest recreation facility Lansing has ever had. Prompt action on this transfer is necessary to have it ready for recreational activities this early fall.

Sincerely,

JAMES D. BLAIR,
Chairman,
Committee on Parks and
Recreation.

Received and placed on file.

July 31, 1975

Honorable Mayor and City Council

Gentlemen:

Submitted for your information is a letter from U.S. Department of Labor regarding equal employment opportunities for women with the City of Lansing.

Sincerely,

JACK D. GUNTHER,
Chairman,
Committee on Personnel.

Received and placed on file.

August 4, 1975

Members of the City Council

Gentlemen and Miss Belen:

Last week, I placed a political advertisement in the Shopping Guide in which I requested reader feed-back pertaining to a new City Charter. Without exception, everyone who responded face-to-face or by telephone, expressed a strong desire for the placing of this issue on the November 4 ballot along with the election of a charter commission.

Based on this response coupled with my experiences within City Hall these past four years and my prior public statements on this issue, I strongly urge this Council to place the question of a new charter and also the election of a charter commission on the November 4 ballot. It is my firm belief that this City needs a strong administrative authority, whether he be a strong mayor or a city manager. I further contend that there must be a clear delineation between the administrative function and the legislative function, with the chief executive and the council being given the authority and the tools to complete their respective tasks. This opinion has already been supported in the study done by Research, Inc.

In our present system of government, it is obvious to all who are perceptive that we have a conglomeration of overlapping sectors, somewhat lacking in clear lines of authority and responsibility. It is inherently absurd to have a weak mayor-strong council system with a full-time mayor and part-time council. It is ridiculous to expect our major department heads to operate at their fullest potential under seventeen bosses (one mayor, eight councilmen, and eight board members). It is extremely difficult for the mayor to be a real chief executive when he lacks the power to hire and fire most of the department heads. It is just as difficult for the council to do the job for which it was elected, i.e., set policy, when it must spend so much time filling the charter-created administrative void. The present system leads to frustration for those people within City Hall and, worse yet, it leads to increasing alienation between City

Hall and the people throughout the community, because no one knows who is ultimately responsible for successes and failures within City Hall. The buck-passing can go on forever. The buck never stops in anyone's office. In short, the internal operations are largely incomprehensible to our citizens and usually frustrating to us.

From prior discussions, I know that most of you are in accord with me on this issue. I hope that this Council will act very soon to place this issue on the ballot. Realizing that I may be on vacation if you vote on this matter in August, I decided to place my views on record at this time so that you may feel assured of my full support.

Sincerely,

TERRY J. McKANE,
Councilman—Third Ward.

Referred to City Attorney and Committee of the Whole.

July 29, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

Tenth Floor, City Hall

Lansing, Michigan

Dear Mr. Mayor Pro-Tem and

Council Members:

Attached is a communication recently received from the Executive Director of the Olds Plaza Hotel.

The letter adequately explains the improvements contemplated by the new owners which will require your granting permission for encroachment on City property.

This appears to be an excellent way of the Olds Plaza expanding its present facilities and I recommend that you give this proposal every possible consideration.

Respectfully,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Service and Highways.

July 30, 1975

Hon. Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and

Council Members:

My office has just been contacted by a representative of the U. S. Federal Commu-

nications Commission, the purpose being to request the use of the City Council Chambers, regarding the ordered WJIM-TV Public Hearings to be held in the City of Lansing. The FCC requests the use of the Council Chambers beginning at approximately 8:00 a.m. on October 20, 1975, and ending each day at approximately 5:00 p.m., through at least November 14, 1975. I am advised that the FCC in no way desires to use the City Council taping equipment, but only the Chambers and microphone system.

Please forward your reply at as early a date as possible to: Mrs. Dorothy Kelly, U. S. Federal Communications Commission, Room 632, 1919 M Street, N.W., Washington, D.C. 20554.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Buildings and Properties with power to act.

July 30, 1975

Hon. Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and

Council Members:

Attached is a check in the amount of \$17,000, made payable to the City of Lansing Fire Department, as transmitted by Lend-A-Hand, Inc., (The State Journal), Lansing, Michigan. I urge your immediate and official acceptance of this check, and with great appreciation, so that the funds can be combined with the \$25,000 budgeted item to provide technical medical equipment.

Within the last year, as you must now be aware, the Lansing Fire Department has phased into its ambulance service, the first increment of Emergency Medical Technicians, the "Paramedics." The resulting higher level of emergency medical response has been dramatically reflected in the statistics. In cardiac cases particularly, the percentage of lives saved as a direct result of application of advance techniques has passed the 50% level.

Plans call for continued training of new paramedics to broaden the coverage and further upgrade the level of service.

In the area of technical equipment, the department desires to add a Paramedic Mobile Unit on a GMC motor home chassis. This unit, popularly called a "Heart Mobile," would be far more sophisticated than our existing ambulances in that it would carry with it the necessary gear to treat

and stabilize heart victims at the scene prior to transporting victims to hospitals, as well as other gear. Also, such a unit would be of particular value at the site of a major disaster where a number of victims might require simultaneous treatment, i.e., tornado, explosion, collapsed building, severe accident, etc. It could result in one of the finest services ever for the City residents and at the most critical moments. In short, it could be termed "a true lifesaver."

A major deterrent to acquisition to the GMC Paramedic Unit, to a department already beset with severe budget limitations, is the \$65,000 price tag. However, LFD Apparatus Chief V. P. Gurecki has developed an alternate plan.

Given the basic GMC Motor Home Unit, Chief Gurecki has said he can transfer communication and warning devices from a reserve ambulance, fabricate certain cabinetry in the Fire Department Garage and can utilize the \$25,000 budget item, and the \$17,000 contribution, to acquire the technical, medical equipment.

In closing, I would also like to express "sincere thanks" to Fire Commissioner Ralph Kauffman for his tremendous efforts in the City's behalf, to Chief Carl Barratt, and his staff, and to Master Mechanic, Apparatus Chief V. P. Gurecki, not only for his alternate plan to save the City taxpayers \$40,000, but also for the efforts still ahead on his part and that of the Central Garage Maintenance Crew and the Paramedics.

Trusting you will give this matter your immediate attention, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

By Councilman McKane—

That Lester Hopkins and George Lokken write a letter of appreciation to Lend A Hand.

Carried.

July 30, 1975

Hon. Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and

Council Members:

In the past, I have been an outstanding critic of the procedure used by Jacqueline

Warr, former Model Cities Director and now head of the Department of Human Resources with your sanction, of presenting various contracts to my office "at the last minute." Where time permitted, and where mistakes were found, I brought such to your attention. As of late, I pointed out in several instances that the necessary detailed Budget Sheets were not sometimes thereto attached. Unfortunately, you chose to ignore that information.

Now, upon the recommendation of the City Attorney, I am returning to you two (2) contracts already approved by you, namely, the Friendship Day Care Center (PN-24) and Happy Day Children's Center (PN-14), so that you may immediately and formally amend these contracts to include the justification sheets. The City Attorney advises that the detailed Budget Sheets should have originally been appended to the contracts to provide the Controller's Office with the necessary control over expenditures from those contracts.

Trusting that you, and the Department of Human Resources Director, will act accordingly, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole and the Human Resources Director.

RESOLUTION

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Human Resources Department, and Friendship Day Care Center, Inc. PN No. 24, entered into a Contract effective July 1, 1975 to October 31, 1975; and

Whereas, the Friendship Day Care Contract contained a categorical budget; and

Whereas, Friendship Day Care Center, Inc. has been operating on that budget; and

Whereas, it is the intention of the City Council to attach the detailed budget sheets to said Contract; and

Whereas, the City of Lansing and Friendship Day Care Center agree to amend said Contract for the purpose of adding the detailed budget sheets as appended hereto; and

Whereas, the amendment is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said Contract as amended on behalf of the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Human Resources Department, and Happy Day Children's Center, Inc. PN No. 14, entered into a Contract effective July 1, 1975 to October 31, 1975; and

Whereas, Happy Day Children's Center Contract contained a categorical budget; and

Whereas, Happy Day Children's Center, Inc. has been operating on that budget; and

Whereas, it is the intention of the City Council to attach the detailed budget sheets to said Contract; and

Whereas, the City of Lansing and Happy Day Children's Center agree to amend said Contract for the purpose of adding the detailed budget sheets, as appended hereto; and

Whereas, the amendment is hereby approved by the City Council of the City of Lansing; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said Contract as amended on behalf of the City of Lansing.

Adopted by the following vote:

Unanimously.

August 1, 1975

Hon. Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and

Council Members:

Attached to this letter please find a report received by this office concerning the recommendation of the Lansing Planning Board on the application of the Lansing Housing Commission for HUD Section 8 Rental Assistance Program under Section 213(a) of the Housing and Community Development Act of 1974. The Planning Board is responsible for preparing an analysis and recommendation of Section 8 assistance in terms of its consistency or inconsistency with the housing needs of the City under Section 2A-26 of the Community Development Ordinance. The Planning Board has formally recommended a favorable response and the matter is now placed before you for review and approval.

The action by the Lansing Planning Board is the result of an earlier application by the Lansing Housing Commission for

80 rental assistance contracts from the U. S. Department of Housing and Urban Development. The initial application was based on the current composition of qualified applicants for public housing at the Lansing Housing Commission. Based on the estimated distribution of certain households in Lansing with inadequate living conditions for 1974, a revision of the composition of the existing Housing Assistance Payments Program in the application is suggested. The suggested revision is as follows:

Existing Housing

Elderly & Physically Handicapped	20 efficiencies
	8 one bedroom
Non-Elderly	5 one bedroom
	21 two bedroom
	16 three bedroom
	10 four+ bedroom
	—
Total (existing)	80 units

The City needs to formulate a comment on this matter to HUD only if an objection is raised to the application on the ground stated above. Any objections must be received by the Department of Housing and Urban Development no later than August 7, 1975. Therefore, if you intend to object to the filing of this application, that action must be taken and transmitted in the very near future. Mr. Binford, in his letter of transmittal, also invited the City to submit any other comments regarding this application. I would further suggest that if you are favorably disposed toward this application that the City Council concur with the recommendation of the Planning Board and forward that document to the Detroit Area Office of HUD.

In addition, the Lansing Housing Commission will very shortly apply for 100 units of Elderly housing. The bedroom composition of this application will be:

New Construction

Elderly & Handicapped	98 one bedroom
	2 two bedroom
	—
Total (new)	100 units

Of the total 180 units of new and existing housing applied for by the Housing Commission, 128 (71%) are suggested for low income Elderly and Physically Handicapped. In 1970, over one third of the low income households currently living in in-

adequate conditions were Elderly households. Based on this distribution, the number of Elderly and Handicapped units allocated for housing assistance payments has been increased to 35% (28) of the total units of existing housing allocated in this program.

Please be advised that the Income Formula formerly used for the placing of certain persons in housing, no longer applies, insofar as the 80 rental assistance units are concerned. Therefore, eligibility for housing assistance payments will apply to those persons with incomes not exceeding 80% of the median income for the area (\$10,000), with adjustments being made for smaller or larger families. I am advised, as a result of such adjustments, that general families with incomes up to \$15,000, and several children, will be eligible for this program.

Under this program, the Lansing Housing Commission prepares packets of information for qualified families concerning the availability and nature of housing assistance and issues public invitation to owners to make housing units available to eligible families in Lansing. A tenant applies for housing assistance to the Lansing Housing Commission and, if qualified, receives a certificate of Family Participation in the program. Tenant finds a suitable unit and together with the owner submits tentative lease agreement to the Lansing Housing Commission.

The Lansing Housing Commission refers the application to the Lansing Planning Department for site and neighborhood evaluation and requests the Building Department to inspect the conditions of the structure and premise. Upon approval of the lease, the Commission signs the Housing Assistance Payments Contract with the owner. The tenant pays 15 to 25 percent of the family's income depending on the number of minor children in the household, medical, or other unusual expenditures. The owner bills Lansing Housing Commission for its share of rent, which will equal the difference between no less than 15 percent nor more than 25 percent of the family's income and the gross rent which shall not exceed the applicable fair market rent as determined by HUD.

Housing used in the program shall meet with the acceptability criteria set forth by HUD in 24 CFR Section 882.109 and the Lansing Uniform Housing Code. They include standards for adequate sanitary facilities, food preparation and refuse disposal, space and security, thermal environment, illumination and electricity, structure and materials, interior air quality and water supply. The housing unit shall also be in compliance with HUD lead based paint regulations.

The site shall have adequate services such as water, sewer, electricity, gas and others. The lot shall be of adequate size with ample open space in accordance with local ordinances. There shall be a minimum of two improved parking spaces for each housing unit. No sites with common drive-ways

will be considered. Site shall have a permanent access to a public street. The site shall be within reasonable distance to schools, shopping areas, health, recreational, cultural, social service facilities and others. The site shall be close to the available public transit system.

The 100 units earlier mentioned for the Elderly and Handicapped (without children) are expected to be barrier free and, hopefully, those handicapped will have housing on the first level or floor. In regard to the 80 units already mentioned, those 28 units reserved for the Elderly and Handicapped, also, must be barrier free, and will be retained for those Handicapped with families.

I await your decision in this regard.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

RESOLUTION

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Resolution on the reissue of the Section 8 Rental Assistance Program under Section 213(a) of the Housing and Community Development Act of 1974.

Whereas, the City of Lansing must review any Section 8 Rental Assistance applications in accordance with Section 213(a) of the Housing and Community Development Act of 1974, and

Whereas, review and approval by the Lansing City Council, at the request of the Mayor, is required under Article VI of the Community Development Ordinance, and

Whereas, the Mayor's office has requested that the allocation for elderly and physically handicapped be increased within the Section 8 Rental Assistance Application, and

Whereas, the Lansing City Council has reviewed the application and concurs therein,

Now Therefore Be It Resolved, that the application by the Lansing Housing Commission for 80 units of Section 8 Rental Assistance should include an increase in the number of units for elderly and physically handicapped.

By Councilman Gunther—

That Councilmen Ferguson and Brenke be excused from voting.

Carried.

Resolution adopted by the following vote:

Yeas: Councilmen Anas, Belen, Gunther, May, McKane—5.

Nays: Councilman Blair—1.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING RESOLUTIONS — YOU MAY SPEAK ONLY FOR 3-MINUTES ON ANY ONE RESOLUTION.

No persons spoke.

RESOLUTIONS

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That the low bid of Ayala and Noyce, Contractors, for the Hector Drain Area Storm and Sanitary Sewer Improvements, PS 55087, in the amount of \$136,199.11 be accepted.

An additional 15% in the amount of \$20,429.87 is hereby authorized to be encumbered by the Controller for contingencies, making the total encumbered amount under this Contract, \$156,628.98.

After the award, the successful bidder shall be required to execute the contract as specified, within ten days after the prescribed forms are presented to him for signature as stipulated in the Instructions to Bidders portion of the contract.

Be It Further Resolved that the Mayor and City Clerk be directed to execute a contract with the said Ayala and Noyce, Contractors, on behalf of the City of Lansing according to the bid presented and the specifications on file, upon approval of the contract and of the bonds and insurance policies by the City Attorney, and upon certification of the City Controller as to the availability of funds. This Contract will not be in effect until the Mayor and the City Clerk have signed contract documents.

Adopted by the following vote:

Unanimously.

By Councilman May—

APPLICATION TO WITHHOLD FROM SALE Under Provision of

(Sec. 131c, Act 206, P.A. 1893, As amended)

Whereas, the following described land(s) in Ingham County, S. 5 rods of Lot 1, Block 2 (921 E. Grand River), Handy Home Addition, City of Lansing, were deeded to

the State of Michigan on the 6th day of May, 1975 through nonredemption from the county treasurer tax sale May 7, 1974 and

Whereas, said lands are now under the jurisdiction of the Department of Natural Resources and may be withheld from sale for the purpose of redemption on behalf of the former owner, as provided for in Section 131c of Act 206, Public Acts of 1893, as amended (211.131c Compiled laws) [M.S.A. 7.190 (1)]: Now therefore be it

Resolved, by the City of Lansing that application is hereby made to the Department of Natural Resources to withhold said lands from sale; and be it further

Resolved, that said City of Lansing does hereby authorize the county treasurer to collect all delinquent taxes on said lands if application is made by the owner thereof during the period for which said lands are withheld from sale by this application.

CERTIFICATION

I hereby certify that the above is a true and correct copy of a resolution offered and adopted by the Lansing City Council of City of Lansing on the 4th day of August, 1975.

THEO FULTON,

Clerk of Lansing,
9th Floor, City Hall,
Lansing, Michigan.

Adopted by the following vote:

Unanimously.

By Councilman Blair—

Resolved by the City Council of the City of Lansing:

That the City Clerk be and she is hereby directed to publish notice of public hearing dates to be held in conjunction with the Bike Route Paths.

Adopted by the following vote:

Unanimously.

August 5, 1975

Honorable Gerald W. Graves

Mayor—City of Lansing

Lansing, Michigan

Mayor Graves:

The Council has become disturbed over some of the recommendations for appointments to the citizen's boards.

The Council is suggesting the Mayor give further consideration to those persons sug-

gested for appointment to the Human Resources Advisory Board as recommended in the letter of June 19, 1975, over the signature of Eugene L. Loyd, President of the Model Cities Policy Board and Joseph A. Popevich, Chairman—Ad Hoc Committee on Appointments for Human Resources Advisory Board.

Further, appointments to boards should be limited to one member of a family, realizing that they could be well qualified but giving other citizens an opportunity to serve.

Further, by observation, we find we have been asked to confirm several appointments of persons whose primary occupation is in the field of education and we feel there should be a greater cross section of the citizens of Lansing.

Sincerely,

JACK D. GUNTHER,
TERRY J. McKANE,
LUCILE BELEN,
JOHN T. ANAS,
JOEL I. FERGUSON,
ROGER T. MAY.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

That the appointment of Howard S. Wood to the Human Resources Advisory Board, term ending June 30, 1978, be confirmed.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

That the appointment of Joseph Popevich to the Human Resources Advisory Board, term ending June 30, 1979, be confirmed.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

That the appointment of Ignatius Conrad to the Human Resources Advisory Board, term ending June 30, 1976, be confirmed.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

That the appointment of Glen Lopez to the Human Resources Advisory Board, term ending June 30, 1977, be confirmed.

Lost by the following vote:

Yeas: Councilman Blair—1.

Nays: Councilmen Anas, Belen, Brenke, Ferguson, Gunther, May, McKane—7.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

That the appointment of Martha Maynard to the Human Resources Advisory Board, term ending June 30, 1978, be confirmed.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

That the appointment of Mary A. Covello to the Human Resources Advisory Board, term ending June 30, 1979, be confirmed.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

That the appointment of Saul S. Leonard to the Human Resources Advisory Board, term ending June 30, 1976, be confirmed.

Lost by the following vote:

Yeas: Councilman Blair—1.

Nays: Councilmen Anas, Belen, Brenke, Ferguson, Gunther, May, McKane—7.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

That the appointment of Larry Lopez to the Planning Board, term expiring June 30, 1979, be confirmed.

Lost by the following vote:

Yeas: Councilmen Blair, Brenke, May—3.

Nays: Councilmen Anas, Belen, Ferguson, Gunther, McKane—5.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

That Jack D. Gunther be designated as the official representative to the Annual Business Meeting of the Michigan Municipal League, and an administrative official as Alternate Official Representative.

Adopted by the following vote:

Unanimously.

By Committee on Personnel—

Resolved by the City Council of the City of Lansing:

That effective August 4, 1975, the City Personnel Director is authorized and directed to reclassify the position Building Commissioner IX to Building Commissioner X. The Personnel Director's analysis of substantially increased duties and responsibilities inherent in this position since the transition to the status of a separate department with emphasis upon substantial new responsibilities made mandatory through the implementation of the new Community Development Program substantiate the necessity for position reclassification.

Adopted by the following vote:

Unanimously.

By Councilman Ferguson—

Resolved by the City Council of the City of Lansing:

That the following persons be confirmed to the Housing and Redevelopment Advisory Board:

Irving Shaw, term ending June 30, 1977.

William Murphy, term ending June 30, 1978.

Dr. Thomas Jamieson, term ending June 30, 1979.

Jean Gabrion, term ending June 30, 1976.

Kent Wilcox, term ending June 30, 1977.

Jack Griffin, term ending June 30, 1978.

Jack T. Emmett, term ending June 30, 1979.

Mayme Walker, term ending June 30, 1976.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows:

\$11,562.00 from Estimated Revenues
A/C 150-000-000-160

\$ 6,600.00 to Pool Operation
A/C 153-713-002-800

4,962.00 to Travel
A/C 153-713-002-873

\$ 167.90 from Salaries—Mayor
A/C 160-173-000-702

23.77 from Salaries—Assessor
A/C 160-202-000-702

3,705.88 from Salaries—CDA Fed.
A/C 160-261-000-702

63.26 from Salaries—Housing
A/C 160-279-000-702

1,375.72 from Salaries—Police
A/C 160-304-000-702

1,135.44 from Salaries—Pub. School
A/C 160-741-000-702

55.08 from Salaries—Planning
A/C 160-809-000-702

939.70 from Salaries—Human Relations
A/C 160-882-000-702

147.60 from Salaries—Central Stores
A/C 160-903-000-702

2,507.39 from Fringe Benefits—City
A/C 160-205-000-715

1,145.37 from Training
A/C 160-205-000-960

568.00 from Medical
A/C 160-205-000-828

4,614.08 from Administration
A/C 160-205-000-956

392.58 from Travel
A/C 160-205-000-873

\$11,820.56 to Salaries—Controller
A/C 160-201-000-702

3,689.67 to Salaries—Parks
A/C 160-691-000-702

1,326.71 to Salaries—LCC
A/C 160-732-000-702

4.83 to Salaries—Planning
A/C 160-802-000-702

\$17,914.00 from Estimated Revenues
A/C 585-000-000-160

\$ 8,123.00 to Insurance Ramp #3
A/C 585-571-103-910

9,791.00 to Insurance Ramp #4
A/C 585-571-104-910

\$30,000.00 from Reserve for Emergencies
A/C 101-941-000-963

\$30,000.00 to Gier Community
Center
A/C 101-698-304-977

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

JOHN T. ANAS,
TERRY J. McKANE,
JAMES D. BLAIR,
WILLIAM A. BRENKE,
JACK D. GUNTHER,
Committee on Finance.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT III

By Committee on Public Service and
Highways—

Resolved by the City Council of the City of Lansing:

That the special assessment roll for Storm and Sanitary sewers:

Assessment Roll No. 252

Storm PS 55037

Property benefited: All lands fronting on Dunlap St. from Logan St. to Atlas Street, excepting all public streets and alleys and other lands deemed not benefited.

Assessment Roll No. 252

Storm PS 55037

Property Benefited: All lands fronting on Stirling St. from Dunlap St. to Loa Street, excepting all public streets and alleys and other lands deemed not benefited.

Assessment Roll No. 252

Storm PS 55037

Property Benefited: All lands fronting on Loa Street from Logan Street to Atlas Street excepting all public streets and alleys and other lands deemed not benefited.

Assessment Roll No. 252

Storm PS 55037

Property Benefited: On easement from Logan St. south 340 ft. to existing storm sewer excepting all public streets and alleys and other lands deemed not benefited.

Assessment Roll No. 252

Storm PS 55037

Property Benefited: All lands fronting on Harold St. from Holmes Rd. south to serve Lots 29 & 30, Walter Holmes Rd. Subd. No. 1, excepting all public streets and alleys and other lands deemed not benefited.

Assessment Roll No. 252

Storm PS 55037

Property Benefited: All lands fronting on W. Holmes Rd. from Lowcroft St. to Palmer St. excepting all public streets and alleys and other lands deemed not benefited.

Assessment Roll No. 252

Storm PS 55037

Property Benefited: All lands fronting on Lowcroft St. from W. Holmes Rd. to Mason St. excepting all public streets and alleys and other lands deemed not benefited.

Assessment Roll No. 252

Storm PS 55037

Property Benefited: All lands fronting on Rouse Street from Lowcroft St. to Schlee St. excepting all public streets and alleys and other lands deemed not benefited.

Assessment Roll No. 252

Sanitary PS 55037

Property Benefited: All lands fronting on Palmer Street from Berry St. to Dunlap St. excepting all public streets and alleys and other lands deemed not benefited.

Assessment Roll No. 252

Sanitary PS 55037

Property Benefited: All lands fronting on Astor Street from Palmer St. east 408 ft. excepting all public streets and alleys and other lands deemed not benefited.

Assessment Roll No. 252

Sanitary PS 55037

Property Benefited: All lands fronting on Palmer Street from Holmes Rd. south to interceptor south of Rouse St. excepting all public streets and alleys and other lands deemed not benefited.

The revised estimated expense of said improvements based upon construction bids are as follows:

Project number PS 55037

Assessment Roll No. 252

STORM

Intersection and
City Contribution \$ 20,756.13

Assessable to Property Owners.... 83,852.99

Total Project Cost\$104,609.12

SANITARY

Intersection and
City Contribution \$ 25,531.19

Assessable to Property Owners.... 33,298.82

Total Project Cost\$ 58,830.01

PROJECT TOTAL

Intersection and
City Contribution \$ 46,287.32

Assessable to Property Owners.... 117,151.81

Total Project Cost\$163,439.13

returned by the City Assessor be received and placed on file, and the City Clerk be directed to publish a notice thereof by publication in a local newspaper five days in accordance with Section 28-17, of Chapter 28 of the Code of Ordinances.

Resolved further, that the City Council will meet at the Council Rooms on Monday, the 25th day of August, 1975 at 7:30 o'clock p.m. for the purpose of reviewing said assessment roll.

All projects are a part of the Hector Drain Area Storm and Sanitary Sewer Improvements, PS 55037.

I hereby certify that funds are available and encumbered for the City of Lansing's share of said project.

EDWARD C. PERRY,
City Controller.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT V

By Committee on Public Service and
Highways—

Resolved by the City Council of the City
of Lansing:

That the supplementary special assessment roll for constructing curb and gutter for 1974:

Assessment Roll No. 247

Location—

Anson Street (west side), from Ronald
Street to Maybell Street.

Anson Street, from Maybell Street to S. line of Lots 21 and 22, Re-Plat of Anderson's Subd.

Ballard Road, from Jolly Road to Reo Road.

Ferrol Street, from Christiansen St. to Pleasant Grove Rd.

as returned by the City Assessor be and the same is hereby ratified and confirmed, and that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to refund to all persons who have paid said tax as originally assessed the pro rata amount of difference as shown in said supplementary roll, and collect all unpaid tax as shown on said roll on or before November 4, 1975.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$1,000,771.44.

Signed:

JOHN T. ANAS,
TERRY J. McKANE,
JAMES D. BLAIR,
WILLIAM A. BRENKE,
JACK D. GUNTHER,
Committee on Finance.

Adopted by the following vote:

Unanimously.

ORDINANCES

By Councilman Belen—

The Committee reported that it had considered an ordinance providing, that the Code of Ordinances, City of Lansing, Michigan, be amended by:

- a. Repealing of Section 14-82 of the code.
- b. Revising Sections 14-76 and 14-81 and by adding a New Section 14-82 to said code as amended.
- c. Repealing of Sections 16-11 to 16-17 inclusive of said code.
- d. Adding a New Chapter to be numbered 16A and by adding sections numbered 16A-1 to 16A-21, inclusive as amended.

and recommended that the ordinance be passed.

Carried.

ORDINANCE NO. 393

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by repealing of Section 14-82 of the Code of Ordinances, City of Lansing, Michigan and declaring same to be null and void and of no effect, be placed on order of immediate passage.

Carried.

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing, that the Code of Ordinances, City of Lansing, Michigan, be amended by repealing of Section 14-82 of the Code of Ordinances, City of Lansing, Michigan and declaring same to be null and void and of no effect, be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 393

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REPEAL OF SECTION 14-82 OF THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN AND DECLARING SAME TO BE NULL AND VOID AND OF NO EFFECT.

The City of Lansing Ordains:

Section 1. That Section 14-82 of the Code of Ordinances, City of Lansing, Michigan, is hereby repealed and declared null and void and of no effect.

By Councilman Belen—

Resolved by the City Council of the City of Lansing:

This ordinance being for the immediate preservation for the public peace, health or safety shall take effect upon its passage.

Carried.

ORDINANCE NO. 394

(Bonfires, burning trash and rubbish in streets, SIDEWALKS AND ON LOTS AND OTHER PARCELS OF REAL PROPERTY prohibited).

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising Section 14-76 and 14-81 and by adding a

new Section 14-82 to said Code, be placed on order of immediate passage, as amended.

Carried.

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing, that the Code of Ordinances, City of Lansing, Michigan, be amended by revising Sections 14-76 and 14-81 and by adding a new Section 14-82 to said Code, be now passed, as amended.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 394

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, BE AMENDED BY REVISING SECTIONS 14-76 AND 14-81 AND BY ADDING A NEW SECTION 14-82 TO SAID CODE.

The City of Lansing Ordains:

Section 1. That Section 14-76 and 14-81 of the Code of Ordinances of the City of Lansing, Michigan be amended and a new Section 14-82 be added to said Code so that such sections shall read as follows:

Sec. 14-76. Bonfires, burning trash and rubbish in streets, sidewalks and on lots and other parcels of real property prohibited.

(a) No person shall make any bonfire or burn any papers, trash, rubbish, grass clippings, leaves, branches, limbs, or trees on the streets or sidewalks in the city.

(b) No person shall make any bonfire or burn any papers, trash, rubbish, grass clippings, leaves, branches, limbs, or trees on any lot or parcel of ground within the city.

(c) "Person" means any individual, firm, partnership, corporation, institution or other entity acting as principal, agent, officer, servant or employee for himself or itself, or for any other entity, who owns, leases, rents or occupies any real property within the city limits.

Sec. 14-81. Hours for burning when permit issued; fires to be supervised; flames and ashes to be extinguished.

No person shall make any fire or burn any trash, rubbish, papers, refuse, grass, leaves or materials covered by permits other than between the hours of sunrise and nine o'clock p.m.

Sec. 14-82. Exceptions, fires in approved gas or oil fired incinerators and fire places.

(a) The burning of papers, trash, rubbish, grass clippings, leaves, branches, limbs of trees is permitted in either an approved gas or oil fired incinerator as defined herein.

(b) The burning of wood is permitted in an interior fire place, stove or heater which conforms to the applicable provisions of the Lansing Building Code or Mechanical Code.

(c) The burning of wood is permitted in exterior fire place designed and used for the purpose of preparing food for human consumption.

(d) The burning of wood, for recreational purposes, in designated fire circles located in City of Lansing parks and approved by the Fire Marshall for the City of Lansing is permitted.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed.

By Councilman Belen—

Resolved by the City Council of the City of Lansing:

This ordinance being for the immediate preservation for the public peace, health or safety shall take effect upon its passage.

Carried.

ORDINANCE NO 395

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by repealing of Sections 16-11 to 16-17 inclusive, of the Code of Ordinances and declaring same to be null and void and of no effect, be placed on order of immediate passage.

Carried.

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing, that the Code of Ordinances, City of Lansing, Michigan, be amended by repealing of Section 16-11 to 16-17, inclusive of the Code of Ordinances and declaring same to be null and void and of no effect, be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 395

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REPEAL OF SECTIONS 16-11

TO 16-17, INCLUSIVE, OF THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN AND DECLARING SAME TO BE NULL AND VOID AND OF NO EFFECT.

The City of Lansing Ordains:

Section 1. That Sections 16-11 to 16-17, inclusive, of the Code of Ordinances, City of Lansing, Michigan, are hereby repealed and declared null and void and of no effect.

By Councilman Belen—

Resolved by the City Council of the City of Lansing:

This ordinance being for the immediate preservation for the public peace, health or safety shall take effect upon its passage.

Carried.

ORDINANCE NO. 396

(Providing for the Establishment and Regulation of a Weekly City Wide Residential Refuse and Bulk Item Collection Service).

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by adding a New Chapter to be numbered 16A and by adding sections numbered 16A-1 to 16A-21 inclusive, to the Code of the City of Lansing, Michigan, be placed on order of immediate passage, as amended.

Carried.

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing, that the Code of Ordinances, City of Lansing, Michigan, be amended by adding a New Chapter to be numbered 16A and by adding sections numbered 16A-1 to 16A-21 inclusive, of the Code of the City of Lansing, Michigan, be now passed, as amended.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Brenke, Ferguson, Gunther, May, McKane—7.

Nays: Councilman Blair—1.

ORDINANCE NO. 396

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, BE AMENDED BY ADDING A NEW CHAPTER TO BE NUMBERED 16A AND BY ADDING SECTIONS NUMBERED 16A-1 TO 16A-21, INCLUSIVE, PROVIDING FOR THE ESTABLISHMENT AND REGULATION OF A WEEKLY CITY WIDE RESIDENTIAL REFUSE AND BULK ITEM COLLECTION SERVICE.

The City of Lansing Ordains:

Section 1. That the Code of Ordinances of the City of Lansing, Michigan, be amended by adding a new chapter to be numbered 16A and sections to be numbered 16A-1 to 16A-21, inclusive, to read as follows:

Section 16A-1. City Wide Residential Refuse Collection Service Established.

There is hereby established a city wide weekly residential refuse collection service and a bulk item collection service which shall be administered by the Public Service Department.

Section 16A-2. Scope of Service Defined, Exceptions.

Refuse collection service shall be afforded to all residential units in the City provided, however, that no refuse service shall be provided to any residential unit located in a commercial building.

Section 16A-3. Refuse and Acceptable Materials for Collection, Defined.

Refuse or acceptable materials for collection when used in this chapter shall mean normal household garbage, drained of liquid and wrapped in paper or placed in a plastic bag prior to being placed in a city refuse bag; normal household refuse including cans, bottles, paper products and other miscellaneous household refuse; grass clippings, leaves and other yard or garden wastes excluding brush or branch clippings.

Section 16A-4. Unacceptable Materials for Collection.

Unacceptable materials for collection when used in this chapter and except as otherwise provided herein shall mean but not be limited to logs, stumps, trees (except Christmas trees) building or demolition materials, concrete, rocks, abandoned or junk vehicles, including automobiles, trucks, buses, automobile or truck parts (excluding tires), manufacturing or trade wastes, human and animal wastes, dead animals and hazardous materials including but not limited to hot ashes, coals, gasoline, lacquer or other explosive materials and scattered refuse within the right of way.

Section 16A-5. Disposal of Refuse.

The owner or occupant of a residential unit or units, housing development, apartment or building complex shall dispose of refuse by either: (1) utilizing the refuse service provided by the city, if available, and by adhering to the provisions of this chapter; (2) utilizing the services of a private rubbish hauler duly licensed by the city for said purpose; (3) utilizing an approved garbage grinder or incinerator; or (4) transporting and disposing of refuse in an approved refuse disposal area provided that the load of refuse so transported is tightly covered and secured in order that no part of the load be lost.

Section 16A-6. Accumulation of Refuse.

The owner or occupant of a residential unit or units, housing development, apartment, apartment or building complex shall not permit the accumulation of refuse upon the residential premises for a period of more than seven (7) days.

Section 16A-7. Containers for the Storage of Accumulated Refuse.

The owner or occupant of a residential unit or units, housing development, apartment or building complex shall utilize a sufficient number of containers to conveniently store the accumulation of refuse on the premises for a period not to exceed seven (7) days. The containers used for the storage of accumulated refuse between collections shall be of a rigid construction, shall have tight fitting covers which shall be kept tightly sealed and shall be located, prior to placement for collection, at the rear or side of buildings in a reasonably inconspicuous manner, and away from streets and places occupied by other persons and in a manner not readily accessible to animals, children, or the elements.

Section 16A-8. City Refuse Bags, Defined, Cost.

City refuse bags shall be of a distinctive color and shall be printed with the city seal or appropriate words which will readily indicate to the city collectors that the refuse bags are intended for the weekly city wide residential refuse collection or bulk collection service.

City refuse bags shall be sold at a price as may be determined from time to time by the City Council.

City refuse bags shall be sold at such outlets as are designated and approved by the Public Service Director. The Public Service Director may approve sales outlets for city refuse bags in city retail establishments. Designated and approved sales outlets shall sell city refuse bags only at the price established by the city council, provided however, that the appropriate sales tax may be charged by the retail establishment if required by the laws of the State of Michigan.

Section 16A-9. Utilization of Weekly City Wide Residential Refuse Collection Service, Conditions.

The owner or occupant of a residential unit qualifying under the provisions of this chapter for weekly refuse collection service and intending to utilize said service provided by this chapter shall place all accumulated refuse and acceptable materials for collection in a city refuse bag which shall be tightly sealed. The refuse bag or bags intended for collection or the accumulated refuse containers containing tightly sealed refuse bags shall be placed by the owner or occupant of the residential unit at the curb in front of the residential unit no earlier than 7:00 p.m. of the day preceding the collection day and no later than 7:00 a.m. on the day of collection. The refuse bags intended for collection shall not be broken or weigh more than thirty (30)

pounds when filled. The owner or occupant of a residential unit shall not place or cause to be placed any unacceptable materials for collection in any city refuse bag intended for collection.

Section 16A-10. Scattered Refuse, Responsibility.

The owner or occupant of a residential unit shall clean up and remove any scattered refuse resulting from the breakage or opening of any city refuse bag, can, or other container or refuse bag intended for collection from that residential unit within twenty-four (24) hours after the same has been scattered.

Section 16A-11. Removal of Broken Refuse Bags and Unacceptable Materials for Collection.

Within twenty-four (24) hours after written notification by the Public Service Department, the owner or occupant of a residential unit shall in accordance with the provisions of this chapter properly dispose of any scattered refuse as defined in Section 16A-10, any city refuse bag and the contents thereof intended for collection which is either broken or otherwise open, any city refuse bag which weighs in excess of thirty (30) pounds, any city refuse bag which contains unacceptable materials for collection, or any city refuse bag which was placed on the curb in front of the residence prior to 7:00 p.m. of the day preceding the collection day or later than 7:00 a.m. on the day of collection.

Section 16A-12. Schedule of Collections.

The schedule of routes and days for the weekly refuse collection and bulk collection service created by this chapter shall be determined by the Public Service Director. Bulk items will be collected on a weekly basis with the regular refuse on the normal collection day. The Public Service Department may collect large bulk items on the day following regularly scheduled collections.

Section 16A-13. Holidays.

Refuse and bulk collections shall not be made on the following holidays: The first day of January, commonly called New Year's Day; the last Monday of May, commonly called Memorial Day or Decoration Day; the fourth day of July, commonly called Independence Day; the first Monday in September, commonly called Labor Day; the eleventh day of November, commonly called Veteran's Day; the fourth Thursday of November, commonly called Thanksgiving Day; and the twenty-fifth day of December, commonly called Christmas. Whenever collections are interrupted because of one of the foregoing holidays, the collection of refuse from each residential unit shall be postponed one day. All regularly scheduled Friday collections interrupted by one of the foregoing holidays shall be made on Saturday of the same week.

Section 16A-14. Separation of Refuse.

The Public Service Director may require newspapers and magazines and other sal-

vagable materials be separated from other refuse and acceptable materials for collections. Separable materials shall be securely tied with cord or twine in a bundle which shall not exceed fifty (50) pounds.

Section 16A-15. Bulk Item Service, Scope of Service.

Bulk item collection service shall be offered to those residential units utilizing the weekly refuse collection service created by this chapter as the primary means of solid waste disposal. The owners or occupants of residential units housing developments or apartment complexes not qualifying for or utilizing the weekly refuse collection service created by this chapter shall make other arrangements for the proper disposal of bulk items.

Section 16A-16. Acceptable Bulk Items.

Bulk items acceptable for collection under this chapter shall include but not be limited to: empty cartons, crates, boxes, when flattened and tied into convenient size bundles, wrapping materials, newspapers and magazines when securely bound in convenient size bundles, brush or branch clippings under two (2) inches in diameter and not exceeding four (4) feet in length and securely bound in bundles, Christmas trees, discarded furniture, appliances, tires and large crates and toys, bicycles, plumbing fixtures and barrels.

Section 16A-17. Unacceptable Bulk Items.

Unless placed in a city refuse bag which weighs less than thirty (30) pounds when full, bulk items unacceptable for collection shall include but not be limited to: logs, stumps, trees, except Christmas trees, building or demolition materials, concrete, rocks, abandoned or junk vehicles including automobiles, trucks, buses, or the parts thereof excluding tires.

Section 16A-18. Utilization of Bulk Item Service.

The owner or occupant of a residential unit qualifying for bulk item collection service pursuant to this chapter and intending to utilize such service shall place such bulk items as are intended for collection at the curb in front of the residential unit no earlier than 7:00 p.m. of the day preceding collection day and no later than 7:00 a.m. on collection day. All bulk items placed at the curb in the aforesaid manner will be collected, regardless of number, if at least one city refuse bag is set out for collection at the same time. City refuse bags set out for collection with bulk items may be filled with garbage and refuse in the manner provided for by this chapter.

Section 16A-19. Removal of Unacceptable Bulk Items.

Within twenty-four (24) hours after written notification by the Public Service Department, the owner or occupant shall remove from the curb in front of said resi-

dence any unacceptable bulk items, any bulk item placed on the curb in front of the residence prior to 7:00 p.m. of the day preceding collection day or later than 7:00 a.m. on the day of collection, or any bulk item not collected by the Public Service Department by 5:00 p.m. of the day following the regularly scheduled collection.

Section 16A-20. Penalty.

Any person who violates any of the applicable provisions of this chapter shall, upon conviction, be guilty of a misdemeanor punishable by a fine of one hundred (\$100.00) dollars, ninety (90) days in jail, or both.

Section 16A-21. Severability.

The sections, paragraphs, sentences, clauses, and phrases of this ordinance are severable, and if any phrase, clause, sentence, paragraph, or section of this ordinance shall be declared invalid by the judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this ordinance.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

By Councilman Belen—

Resolved by the City Council of the City of Lansing:

This ordinance being for the immediate preservation for the public peace, health or safety shall take effect upon its passage.

Carried.

Maurice Baldwin, 114 Cox Blvd., spoke.

Larry Lopez, 1145 Ballard St., spoke....

Martha Johnson, 424 River St., spoke and presented petition for exemption to back yard burning ordinance.

Referred to Director of Public Service and Fire Marshal.

Harold Halstead, President of Board of Realtors, spoke relative to Topps building.

Council adjourned at 9:00 P.M.

THEO FULTON,
City Clerk.

Lansing, Michigan

August 4, 1975

F/B

CITY CLERK'S OFFICE

Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE

U. S. POSTAGE

PAID

Permit No. 1461
Lansing, Michigan

687

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, August 11, 1975

CITY COUNCIL ROOMS

Lansing, Michigan

August 11, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Anas, Belen, Blair, Brenke, Ferguson, Gunther, May—7.

Absent: Councilman McKane—1.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Gunther.

Pledge of Allegiance was given by Ms. Joann Mikulich.

The record of the previous session was approved as printed.

HEARING ON PROPOSED CHANGE IN ZONING CLASSIFICATION

August 11, 1975, at 7:30 o'clock being the time set as the time for holding a hear-

ing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-60-74—5430 S. Washington Avenue,

to be rezoned from "A" One Family and "J" Parking Districts to "B" One Family and "J" Parking Districts.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

The following persons spoke favoring the rezoning:

Bob Pugh, 205 N. Grace St. of Capitol City Baptist Church.

Rev. Redner, 320 Redner St., pastor of Church.

Gentlemen of Apt, E, 3600 W. Miller Rd.

Thomas Munchback, 3826 Maybel St.

Barbara Redner, 320 Redner St.

The following persons spoke against the rezoning:

Mrs. Smith, 834 Mel Ave., spoke and presented petitions.

Wm. Chester, 930 Mel Ave.

Fred Smith, 834 Mel Ave.

Referred to Committee on Planning.

REVIEWING ASSESSMENT ROLLS NO. 250

This is the time set for hearing appeals on the special assessment roll for construction of Sanitary Sewer on South Waverly Rd. (west side) from existing manhole at 6048 South Waverly Rd. south to serve 6050 South Waverly Rd.

No appeals.

This is the time set for hearing appeals on the special assessment roll for construction of Sanitary Sewer on Stabler Street from Fenton Street south approximately 285 feet.

Raymond Waldmiller, 4120 Stabler St., spoke and asked questions.

Mr. Kern, 4110 Stabler St., spoke.

Referred to Committee on Public Service and Highways.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

HEATING AND AIR CONDITIONING—
Mid West Thermal Engineering Co.

CHARITABLE SOLICITATION PERMIT
—Blue Star Mothers—Chapter 12.

WRECKER—Pennway Standard Service.

SECOND HAND DEALER—"Anything Under the Sun."

PUBLIC DRIVER—Donald Bud Draher.

Referred to Committee on Ordinance and Contracts.

Claims filed by:

Vicki Wojtusik for personal items lost at Hunter Park Pool.

Referred to City Attorney and Parks Department.

Cliff David for damage to automobile due to Fire Truck.

Referred to City Attorney and Fire Department.

Petition filed for rezoning:

Z-34-75—

East 44 feet of South 7 rods of Lot 6, Assessor's Plat No. 14, City of Lansing, Ingham County, Michigan, from "B" One Family Residence District to "J" Parking District—(1126 West Saginaw Street).

Referred to Planning Board.

Letter from John M. Foster in regard to situation that exist in 200 block North Eighth St.

Referred to City Attorney, Police Department and copy to Councilman May.

Letter from Tri-County Regional Planning Commission relative National Flood Insurance Act.

Referred to Program Coordinator.

Notice from Dept. of State Highways and Transportation relative increased state public transportation program for 1975-76.

Referred to Committee on Public Safety.

Letter from Leroy Brown in regard to bus service.

Received and placed on file with copy to Committee on Public Safety.

REPORTS OF COMMITTEES

The Committee on ORDINANCE AND CONTRACTS approves the following applications and bonds for licenses:

HEATING AND AIR CONDITIONING—
Mid West Thermal Engineering Co.

CHARITABLE SOLICITATION PERMIT
—Blue Star Mothers—Chapter 12.

WRECKER—Pennway Standard Service.

SECOND HAND DEALER—"Anything Under the Sun."

PUBLIC DRIVER—Donald Bud Draher.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of ALSAC for permission to march door-to-door on September 28, 1975, for benefit of St. Jude Children's Research Hospital, reports as follows:

The Committee recommends permission be granted and that the Charitable Solicitation Permit be renewed with the City Clerk's Office.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PARKS AND RECREATION, to whom was referred the recommendation of the Planning Board to purchase property at N.E. corner of Grand River Avenue and Turner Street for a Mini-Park, reports as follows:

That the Committee concurs in the recommendation and that the matter be referred to Committee on Buildings and Properties with authority to proceed with the acquisition and development.

Signed:

JAMES D. BLAIR,
JOEL I. FERGUSON,
Committee on Parks and
Recreation.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PARKS AND RECREATION, to whom was referred the recommendation of the Park Board to transfer additional funds for the construction of Washington Park Artificial Ice Rink, reports as follows:

That the Committee concurs with the recommendation to proceed with the bidding and construction of the Ice rink-Tennis facility at the estimated cost of \$448,062 at the designed level, and that the matter be referred to the Finance Committee to transfer the estimated \$68,062 necessary to cover the estimated cost as revised by the architects.

Signed:

JAMES D. BLAIR,
JOEL I. FERGUSON,
Committee on Parks and
Recreation.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred the rezoning petition Z-20-75 for property at 3120 North East Street from "A" One Family Residence District to "F" Commercial District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

August 4, 1975

To the Honorable Mayor
and Members of the Council
Gentlemen:

In accordance with your order of June 16, 1975, I am submitting herewith a special assessment roll No. 252, based on estimated cost, for the purpose of constructing storm and sanitary sewer as follows:

SANITARY SEWER—On Palmer Street from Berry Street to Dunlap Street—and from Holmes Road south to the interceptor south of Rouse Street.

STORM SEWER: On Dunlap Street from Logan Street to Atlas Street. On Stirling Street from Dunlap Street to Loa Street. On Loa Street from Logan Street to Atlas Street. On an Easement from Loa Street south 340 feet to existing storm sewer. On Harold Street from Holmes Road south to serve lots 29 and 30, Walter Holmes Road Subd. No. 1. On W. Holmes Road from Lowcroft Street to Palmer Street. On Lowcroft Street from W. Holmes Road to Mason Street. On Rouse Street from Lowcroft Street to Schlee Street.

To Be Assessed.....	\$117,151.81
City Share	46,287.32
TOTAL	\$163,439.13

Respectfully submitted,

PAUL S. CREEVY,
City Assessor.

Received and placed on file.

August 1, 1975

Honorable Mayor and Members
of the Lansing City Council
Lansing, Michigan

Re: Claim of Edward Buxton for damage to wheel when car hit hole in street

Dear Mayor and Council:

Your City Attorney, to whom was referred the above claim, has made an investigation thereof and, on that basis, recommends that the claim be denied. Mr. Buxton has not shown that the City had prior knowledge of the defect in the street.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Blair—

That we concur in the recommendation of the City Attorney.

Carried.

August 7, 1975

Honorable Mayor and Members
of the Lansing City Council

Re: Sale of Riverside Park to State of Michigan

Dear Mayor and Council:

On July 25, 1975 I advised you that a settlement in the above captioned matter could be reached which would result in the City of Lansing making a contribution of \$850. It is now apparent that this settlement is not possible. After a meeting with Judge Brown, the attorneys for the several defendants and Mr. Platsis who represents the State, it was agreed by all parties concerned that a fair settlement of the matter would be for the State and the City to share equally in an award of \$2,650, which represents a settlement of \$250 per claimant plus \$400 in attorney fees. This would result in the City's contribution being \$1,325 or \$475 in excess of your previous authorization.

I would direct your attention to the fact that the City has previously received from the State of Michigan in excess of \$15,000 for the property and at the time that figure was agreed upon, it was generally believed by both the City and the State that the City owned the property without any encumbrances. For the reasons stated in my previous communication, I remain convinced that an expeditious settlement of this matter is in the best interest of the City.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Blair—

That we concur in the recommendation of the City Attorney.

Carried.

August 5, 1975

To the Honorable Mayor
and Members of the City Council

City of Lansing

Gentlemen:

I herewith report that I have given to the City Assessor an itemized list of private properties which had trash and debris removed by the City of Lansing, in the amount of \$997.50, to be assessed on the December, 1975 tax roll.

Respectfully submitted,

JAMES W. KZESKI,
Building Commissioner,
City of Lansing.

Received and placed on file.

August 7, 1975

Lansing City Council
Committee of the Whole
10th Floor, City Hall
Lansing, Michigan

Re: Reduction of Security Deposit—
Simken Village No. 2 Subdivision

Gentlemen:

As required by Section 37-35 (1) of Chapter 37 of the Code of Ordinances of the City of Lansing, Michigan, I request permission to release \$3,100.00 as security deposit for improvements at the above referenced subdivision.

A copy of the recommendation by the City Engineer for the release is attached for your review.

We will retain a deposit in the amount of \$770.00 for the completion of the following improvements at Simken Village No. 2 Subdivision:

Monuments	\$200.00
Street Trees	570.00
Total	\$770.00

Very truly yours,

EDWARD C. PERRY,
Deputy Controller.

Referred to Committee on Finance.

REPORT OF COMMITTEE

The Committee on FINANCE, to whom was referred the request of the Deputy Controller for permission to release \$3,100.00 as security deposit for improvements for Simken Village No. 2 Subdivision, reports as follows:

That said release be approved.

Signed:

JOHN T. ANAS,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
Committee on Finance.

By Councilman Anas—

That the report of the Committee be adopted.

By Councilman Ferguson—

That Councilman Blair be allowed to abstain from voting:

Carried.

Adopted by the following vote:

Unanimously.

August 1, 1975

Miss Theo Fulton

City Clerk

City of Lansing

Dear Miss Fulton:

Attached hereto are six applications for mechanical amusement device licenses which have been filed with me pursuant to the Lansing City Code, Section 5-17. Therein, I am directed to approve or disapprove such applications.

At this time I am forwarding these applications to you without signature for your submission to City Council. My failure to sign these applications should not be taken as approval, disapproval or a refusal to perform my duty as Chief of Police. The court has barred the City from basing its refusal to act due to moral character of the applicant. This was the only clear directive in the ordinance section mentioned above as to what would or would not constitute grounds for approval or disapproval by me. It, therefore, strikes me, as a layman in the field of ordinance law, that said directive is no longer applicable and my signature, or lack of same, is of no consequence. I note further that Council is the ultimate licensing body as found within the above-mentioned code section.

I, therefore, feel that submission of these documents to you is mandated by the court and that the failure of me to follow the code, mandate is fully justified by the court.

Respectfully yours,

THOMAS W. O'TOOLE,
Chief of Police.

Referred to City Attorney and Committee on Ordinance and Contracts.

August 7, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is a Petition to the Ingham County Drain Commissioner, cleaning, relocating, widening, deepening, straightening to the Mud Lake Drain in Delhi Township and City of Lansing.

This work is necessary to prevent flooding in the Mud Lake Drain area.

I would recommend that this petition be signed by the Mayor and City Clerk, and be forwarded to the Ingham County Drain Commission for his consideration.

Respectfully submitted,
ROBERT R. BACKUS,
 Director of Public Service.

Referred to Committee on Public Service
 and Highways.

August 7, 1975

Honorable Mayor and City Council
 City Hall
 Lansing, Michigan

Gentlemen:

Attached is Change Order No. 1, submitted by Lennie Barker, Inc., on the Hughes-Prospect and Other Storm and Sanitary Sewers, P.S. 75088, increasing the amount of the contract by \$2,362.25, necessary for road construction in Moffit Street.

I would recommend approval of this Change Order.

Respectfully submitted,
ROBERT R. BACKUS,
 Director of Public Service.

Referred to Committee on Public Service
 and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred Change Order No. 1, submitted by Lennie Barker, Inc., on the Hughes-Prospect and Other Storm and Sanitary Sewers, P.S. 75088, increasing the amount of the contract by \$2,362.25, necessary for road construction in Moffit Street, reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
 Committee on Public Service
 and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

August 7, 1975

Honorable Mayor Gerald W. Graves
 and Members of the Lansing City Council
 City Hall
 Lansing, Michigan 48933

Gentlemen:

Subject: B-75-382 Landscaping for
 Lansing City Market

Attached is the tabulation of seven (7) bids for landscaping at the Lansing City Market, which were opened at 3:00 p.m. E.D.T., on Tuesday, July 29, 1975.

We recommend acceptance of the low bid submitted by Twin Pines Nursery. The contract amount would be \$7,958.00, which is the bid amount of \$9,458.00 less \$1,500.00 for the deletion of top soil, which is included in the existing contract for overall renovations by McNeilly Construction, Incorporated.

Inasmuch as this contract is less than \$10,000.00, it is not necessary to seek or obtain the approval of said bidder by the Equal Opportunity Division of the Detroit Area Office of the Department of Housing and Urban Development. Equal opportunity and wage rate provisions will be monitored by the Human Relations Department and Housing and Redevelopment Department.

Respectfully submitted,
VAUGHAN L. McKINCH,
 Purchasing Director,
RONALD G. STONEHOUSE,
 Housing and Redevelopment
 Director.

Referred to Committee on Buildings and Properties.

August 7, 1975

Honorable Mayor
 and City Council
 City Hall
 Lansing, Michigan

Subject: B-75-383B Moores Park Canoe
 Portage

Gentlemen:

Two bids for the Moores Park Canoe Portage and Overlook—River Improvements, were opened at 3:00 p.m., E.D.T. on Tuesday, July 29, 1975.

Hanel-Vance Construction.....\$28,400.00
 Brown Brothers, Inc.\$36,000.00

We recommend the rejection of all bids due to insufficient funds. The low bid exceeds our projected cost of \$18,000.00.

Respectfully submitted,
VAUGHAN L. McKINCH,
 Purchasing Director,
THEODORE J. HASKELL,
 Director of Parks and
 Recreation.

Referred to Committee on Parks and Recreation.

REPORT OF COMMITTEE

The Committee on PARKS AND RECREATION, to whom was referred the recommendation of the Purchasing Director and the Director of Parks and Recreation that all bids received for Moores Park Canoe Portage and Overlook—River Improvements be rejected, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Director of Parks and Recreation.

Signed:

JAMES D. BLAIR,
JOEL I. FERGUSON,
Committee on Parks and
Recreation.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

August 7, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

The Board of Public Service to whom was referred a letter from G. A. Steadman & Son, Inc., on behalf of their client Roy Markey, requesting the abandonment of a portion of the Gilkey Drain crossing lots in plat of Maple Grove No. 3, recommends that said request be denied due to probable drainage problem.

Respectfully submitted,

BARBARA GARLOCK,
Secretary.

Referred to Committee on Public Service and Highways.

August 7, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

The Board of Public Service to whom was referred the Final Preliminary Plat of Spanmar Subdivision recommends that said Plat be approved subject to the filing of the necessary petitions and financial security, as all required facilities are available to the site.

Respectfully submitted,

BARBARA GARLOCK,
Secretary.

Referred to Committee on Public Service and Highways.

August 7, 1975

Honorable Mayor and

Members of City Council

Gentlemen:

The Lansing Planning Board took action at their August 5, 1975 meeting to dispense with the next regularly scheduled meeting of August 19, 1975. There would not have been a voting quorum present at that meeting because of summer vacation schedules and the continuing vacancy to the Board.

Hopefully, this vacant position will be filled by the regular meeting of September 2, 1975. The vacation schedules of the Board members will also be ended by that date and scheduled meetings will be continued.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Received and placed on file.

August 6, 1975

Honorable Mayor and

Members of City Council

Gentlemen:

The Lansing Planning Board, at their meeting of August 5, 1975, considered two position papers regarding the US-27 Corridor Study. This study was conducted by Wilbur Smith and Associates on behalf of the Michigan State Department of Highways and Transportation.

One position paper endorses the construction of a new freeway from the northern city limits to Ithaca. The selected alignment runs east of the existing roadway to Colony Road where the freeway would overlap the present US-27. The designation of this Corridor is "C-3e."

The other paper outlines an alternative position and was developed by some members of the Planning Department staff. This paper endorses the selection of the "no-build" alternative. Implementation would alter the existing roadway but would not require the construction of a new freeway.

The Planning Board forwards both positions to the Mayor and City Council for their consideration. Neither position received the positive endorsement of the Planning Board. The motion to forward both papers was approved by the Planning Board by unanimous vote.

Respectfully submitted,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

REPORT OF COMMITTEE

The Committee on PLANNING, to whom was referred the Position Papers regarding the US-27 Corridor prepared by the Planning Board, reports as follows:

That the Committee recommends that the first priority for improvements in the corridor be the "no-build" alternative because it has lower economic costs and less of an impact associated with it. If the construction of a new expressway involving improvements beyond those described in the "no-build" concept becomes necessary, the Committee favors the alignment entitled "C-3e." This easterly alignment would provide a more direct route to US-127 thereby reducing vehicle operating costs for expressway travelers. The "C-3e" alignment begins at the junction of US-127 and proposed I-69, proceeds northward between Chandler and Kreps Road, by-passes the City of St. Johns on its eastern side, and overlaps the existing US-27 route north of colony Road to Ithaca.

Signed:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
LUCILE BELEN,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

By Councilman May—

That the wording be reversed from "no-build" to "C-3e."

Lost by the following vote:

Yeas: Councilmen Blair, May—2.

Nays: Councilmen Anas, Belen, Brenke, Ferguson, Gunther—5.

The original Committee report was adopted by the following vote:

Unanimously.

August 6, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

Tenth Floor—City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

Attached please find a recent communication I received from Virginia E. Dunn, Commission on Christian Social Concerns of the Central United Methodist Church, in which she too expresses the urgent need for action in passing a strong local ordinance on pornography.

As you will remember, I have brought this matter to your attention on several prior occasions. In addition, I have pointed out to you some of the expenditures you have approved for numerous other capital expenditures and social services. Further, I have recommended to you that you rearrange your spending priorities to make the fight against pornography top priority.

As near as I can determine, you have chosen to keep this matter "in Committee" and it is becoming increasingly apparent that a policy decision by you on this matter should no longer be postponed out of respect for the citizens of this community, law enforcement personnel and the judiciary.

Respectfully,

GERALD W. GRAVES,
Mayor.

Referred to City Attorney and Committee on Ordinance and Contracts.

August 6, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

Tenth Floor—City Hall

Lansing, Michigan

Dear Mr. Mayor Pro-Tem and
Council Members:

Subsequent to my letter of July 18, 1975 in which I advised you of a communication this office received from Mr. Charles F. Brown, President of the Lansing Regional Chamber of Commerce regarding the efforts of North Central Airlines to provide non-stop flights between Detroit and Boston.

This is to further advise you that as a result of your indication of interest in financially supporting North Central's application, this office received a communication on August 5, 1975 from Mr. R. E. Olds Anderson to which was attached a

letter and an agreement form from Mr. Marshall Sinick of the Law Firm of Fisher and Gelband, P.C., Suite 1000, 1522 K Street, N.W. Washington, D.C., 20005.

According to Mr. Anderson, financial participation agreements to date have been negotiated with the Lansing Regional Chamber of Commerce, Michigan State University and the City of East Lansing. It has been stated by Mr. Sinick that the cost for legal services and counsel are \$65.00 per hour and the estimated number of hours required to perform this service will approximate 60 to 75.

Additionally, monthly billings will be submitted and such billings would include out-of-pocket disbursements made on behalf of the Lansing Parties for expenses such as trips, photocopying, messengers, long-distance telephone calls, taxis and similar items. It has also been stated that every endeavor possible will be made to keep such out-of-pocket disbursements to a minimum and it is expected that all billings will be promptly settled. Further, we are advised that it must be understood that this agreement, should you decide to participate in it, does not cover any court litigation cost should they arise.

Attached for your consideration is a copy of the Agreement and Acceptance Form. Please advise me as to your desires in this matter.

Respectfully,

GERALD W. GRAVES,
Mayor.

By Councilman Belen—

That we concur in the recommendation of the Mayor.

Carried.

August 7, 1975

Hon. Mayor Pro-Tem and Members of

the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

Attached is the official communication from Arthur A. Gladstone, Chief Administrative Law Judge, Federal Communications Commission, Washington, D.C., regarding the Gross Telecasting, Inc., public hearings. Same is being forwarded to you for the official record.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

August 8, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

Tenth Floor—City Hall

Lansing, Michigan

Dear Mr. Mayor Pro-Tem and
Council Members:

On Monday, August 4, 1975, you rejected my nominated appointment to the Planning Board. I am therefore submitting to you the nomination of Sister Juanita Gonzales, S.C., a Nun assigned to the Holy Cross Parish.

Sister Juanita was raised in Santa Rita, New Mexico and received her early education there. She then received her B.S. Degree in Elementary Education at Mt. St. Joseph College. Sister Juanita is a Sister of Charity and not only teaches Math but also Confraternity of Christian Doctrine to youth. She is a member of the Altar Society and St. Anthony's Circle and she resides at 808 Holten Street.

Trusting this receives your approval, I remain

Respectfully,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING RESOLUTIONS. YOU MAY SPEAK ONLY FOR 3-MINUTES ON ANY ONE RESOLUTION.

Earl Halsey, President, Board of Realtors, spoke opposing purchase of Topps property, resolution No. 11.

Richard Baker, 927 W. Lapeer, spoke relative to resolution No. 12, Charter revision and selection of Charter Commissioners.

RESOLUTIONS

By Committee on Public Service
and Highways—

Resolved, That the Purchasing Director be and he is hereby directed to advertise, as provided by law, for sealed proposals for construction of Salt Storage Building Revisions—P.S. 46055 in accordance with the plans and specifications on file in the office of Holmes & Black, Inc., 820 N. Washington Ave. Proposals to be received up to 3:00 p.m., Local Time, Tuesday, September 2, 1975.

Each proposal to be accompanied with a certified check or bidder's bond in the sum of 5% of the proposal.

Right is hereby reserved to accept any proposal, to reject any or all proposals and to waive defects in proposals.

No bids may be withdrawn after the above date and time for receiving bids for a period of thirty (30) days.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and Properties—

Resolved by the City Council of the City of Lansing:

That the bid submitted by Twin Pines Nursery for landscaping at the Lansing City Market in the amount of \$7,958.00 (bid amount of \$9,458.00 less \$1,500.00 for deleted top soil) be accepted as the best and lowest acceptable bid, and

Be It Further Resolved, that the Mayor and City Clerk are hereby authorized and directed to execute a contract with said Twin Pines Nursery on behalf of the City of Lansing, according to said bid and specifications as modified, upon approval as to form of the contract and the bonds and insurance policies by the City Attorney, and upon certification as to the availability of funds by the Finance Director.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That the Petition to the Ingham County Drain Commissioner, cleaning, relocating, widening, deepening and straightening to the Mud Lake Drain in Delhi Township and City of Lansing, be approved, and

That the Mayor and City Clerk be directed to sign said Petition and forward to the Ingham County Drain Commissioner for his consideration.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That the City Assessor be, and he is hereby directed to spread on the December,

1975 tax rolls, the cost of cutting weeds in the year 1975, in the amount of \$260.00, as reported this date by the Building Commissioner.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That the City Assessor be, and he is hereby directed to spread on the December, 1975, Tax Rolls, the cost of removing trash and debris from private properties in the year 1975, in the amount of \$997.50, as reported this date by the Building Commissioner. Attached find locations and costs.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and Properties—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing Building Commissioner determined that the buildings located at 521 Birch Street (S. 40 ft. of Lots 6, 7, and 8, Mishler Subdivision 3301-17-452-182), was an unsafe or dangerous building as defined in Section 203 of the Uniform Building Code and the housing law of Michigan, and

Whereas, a hearing was held by the Hearing Board on June 24, 1975, at which the Hearing Officers determined that said buildings were unsafe or dangerous buildings and ordered the buildings demolished or otherwise made safe; and

Whereas, said Hearing Officers filed a report of their findings and order with the Lansing City Council, and have requested the City Council to take appropriate action under the Building Code and housing law of Michigan; and

Whereas, the City Council scheduled a hearing to review the findings and order of the Hearing Officers, and the owners were notified in writing of said hearing and had an opportunity to appear and show cause why said buildings should not be demolished or otherwise made safe; now, therefore, be it

Resolved, that the City Council of the City of Lansing hereby approves the order of the Hearing Officers requiring the demolition or making safe of said buildings; and be it further

Resolved, that the owners are hereby directed to comply with the order of the

Hearing Officers to demolish or otherwise make safe the said buildings within twenty (20) days from the date of this resolution; and be it further

Resolved, that, should the owner fail to substantially comply with the Hearing Officers' order for demolition or otherwise make safe, the Building Commissioner is hereby directed to proceed with demolition of said building; and be it further

Resolved, that the cost of such demolition shall be a lien against the real property and shall be reported to the City Assessor who shall assess the same against the property upon which the building is presently located; and be it further

Resolved, that the owner in whose name the property appears upon the last local tax assessment record shall be notified of the amount of such cost by first class mail at the address shown on the records. Upon his failure to pay the same within thirty (30) days after mailing by the City Assessor of the notice of the amount thereof, the Assessor shall add the same to the next tax roll of the City of Lansing and the same shall be collected in the same manner in all respects as provided by law for the collection of taxes by the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and Properties—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing Building Commissioner determined that the buildings located at 1707 Indiana (Lot 188, Franklin Heights Subdivision of part of the north $\frac{1}{2}$ of the north $\frac{1}{2}$ of Section 10, T4N, City of Lansing, Ingham County, Michigan), was an unsafe or dangerous building as defined in Section 203 of the Uniform Building Code and the housing law of Michigan, and

Whereas, a hearing was held by the Hearing Board on June 24, 1975, at which the Hearing Officers determined that said buildings were unsafe or dangerous buildings and ordered the buildings demolished or otherwise made safe; and

Whereas, said Hearing Officers filed a report of their findings and order with the Lansing City Council, and have requested the City Council to take appropriate action under the Building Code and housing law of Michigan; and

Whereas, the City Council scheduled a hearing to review the findings and order of the Hearing Officers, and the owners were notified in writing of said hearing and had the opportunity to appear and show cause why said buildings should not be demolished or otherwise made safe; now, therefore be it

Resolved, that the City Council of the City of Lansing hereby approves the order of the Hearing Officers requiring the demolition or making safe of said buildings; and be it further

Resolved, that the owners are hereby directed to comply with the order of the Hearing Officers to demolish or otherwise make safe the said buildings within twenty (20) days from the date of this resolution; and be it further

Resolved, that, should the owner fail to substantially comply with the Hearing Officers' order for demolition or otherwise make safe, the Building Commissioner is hereby directed to proceed with demolition of said buildings; and be it further

Resolved, that the cost of such demolition shall be a lien against the real property and shall be reported to the City Assessor who shall assess the same against the property upon which the building is presently located; and be it further

Resolved, that the owner in whose name the property appears upon the last local tax assessment record shall be notified of the amount of such cost by first class mail at the address shown on the records. Upon his failure to pay the same within thirty (30) days after mailing by the City Assessor of the notice of the amount thereof, the Assessor shall add the same to the next tax roll of the City of Lansing and the same shall be collected in the same manner in all respects as provided by law for the collection of taxes by the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee on Public Safety—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing Fire Board on June 6, 1974, directed its Building and Equipment Committee to proceed in securing architectural services for the new eastside station; and

Whereas, the Lansing Fire Board did request and review architect applications for design and construction of a new eastside fire station; and

Whereas, the Fire Board on October 17, 1974 invited three of the selected applicant architects, Manson, Jackson and Kane, Inc.; Hartwick Associates, and the Warren Holmes and Kenneth Black Co., to make half-hour or more presentations; and

Whereas, on February 7, 1975 the Fire Board did accept the resolution of its Building and Equipment Committee recommending the selection of Manson, Jackson and Kane, Inc., for architectural services in connection with the department's projected construction program; and

Whereas, on March 11, 1975 the Fire Board recommended to the Lansing City Council to enter into a contract with Manson, Jackson and Kane, Inc., for professional services involving site preparation, design and construction supervision of the new eastside fire station; now, therefore,

Be It Resolved, that the Council award the architectural commission at this time, with authorization to proceed pending availability of a site and that Manson, Jackson and Kane, Inc., will proceed with the preliminary design, at no obligation to the City until a site is secured, and that the Mayor and Clerk be directed to execute a contract with Manson, Jackson and Kane, Inc., after approval by the City Attorney.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Brenke, Ferguson, Gunther, May—6.

Nays: Councilman Blair—1.

By Committee on Planning—

Resolved by the City Council of the City of Lansing:

Whereas, the Michigan State Department of Highways and Transportation is studying the US-27 corridor north of the City of Lansing, and

Whereas, any improvements in the roadway would impact the street system and traffic movements within the City of Lansing, and

Whereas, the Planning Board has reviewed the alternative improvements suggested for the corridor and recommended the "no-build" alternative or the construction of an expressway along the alignment termed "C-3e" (easterly alignment described in the Public Hearing document, "US-27 Corridor Location," prepared by Wilbur Smith and Associates).

Whereas, the Committee on Planning has reviewed the plans for the corridor and favors the "no-build" concept as having lower economic costs and less of an environmental impact.

Therefore, Be It Resolved, that the City of Lansing endorse as its first priority for improvements in US-27 Corridor the concept entitled "No-Build," and

Be It Further Resolved, that should construction of an expressway involving improvements beyond those described in the "no-build" concept, become necessary, the City of Lansing prefers the alignment identified as "C-3e" (easterly alignment), and

Be It Further Resolved, that the City Council directs the Mayor to transmit the City of Lansing's positions to Wilbur Smith and Associates, project consultants.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and Properties—

Resolved by the City Council of the City of Lansing:

Whereas, on June 26, 1972, the City Council resolved to amend the Community Unit Plan as approved on January 24, 1972 for property located in the 3100 block of South Waverly Road; and

Whereas, a condition of said amendment was as follows:

"10. That a 35 foot easement along the river bank shall be dedicated to the City of Lansing. However, the developer shall retain the right to develop a boat basin and use the same for private use and to have unencumbered access right to the river for this development";

and

Whereas, an easement to the City as Grantee has been executed by Noel V. Maxam, Betty K. Maxam, and Altman Development Corporation for a stated purpose accepted by the Planning Department as consistent with the aforesaid condition; now, therefore, be it

Resolved, that the City of Lansing hereby accepts the aforesaid easement to the extent it complies with said condition.

Adopted by the following vote:

Unanimously.

By Committees on Planning and Public Service and Highways—

Resolved by the City Council of the City of Lansing:

Whereas, this Council has received a Petition requesting that the City Council of the City of Lansing take appropriate action to discontinue and vacate a part of the right of way for Joshua Street, which segment of public street within the City of Lansing, Ingham County, Michigan, is described as follows:

Commencing at a point 33 feet north of the southwest corner of Section 3, T3N, R2W, thence north 354.5 feet, thence east 55 feet, thence south 354.5 feet to the north line of Miller Rd., thence west 55 feet to point of beginning;

being a portion of Joshua Street as acquired by Release of Right of Way recorded in Liber 29, Page 508, Ingham County Registrar of Deeds, and, which specifically described part of Joshua Street is herein-after referred to as "the above-described part of Joshua Street," and

Whereas, the aforementioned petition requesting the vacation of the above described

part of Joshua Street has been referred to the Planning Board and to the Public Service Board both of which Boards have returned reports to the City Council recommending approval of the vacating of the above described part of Joshua Street subject to the abutting property holders, Progressive Realty and Wolverine Development, returning to the City a 50 foot wide easement below the surface of what is now said Joshua Street solely for construction of, and reconstruction of, and maintenance for, all utilities, and further subject to the construction of a turn-around as noted on the plans on file in the office of the City Engineer, at no cost to the City of Lansing; which said construction when completed meets with the approval of the City Engineer; now, therefore, be it

Resolved, that upon the completion of the above described requirements, the Council shall pass a resolution that all of the aforesaid part of Joshua Street be completely and fully discontinued and vacated.

By Councilman Ferguson—

That Councilman Blair be allowed to abstain from voting.

Carried.

The resolution was adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the United States of America have entered into an Agreement to plan and develop a Community Development Program; and

Whereas, the Lansing Community Development plan provides for a Community Reentry Program through New Way In, Incorporated (PN 142A); and

Whereas, the City of Lansing has, from time to time, entered into Contracts with said Contractor, through the Lansing City Demonstration Agency, for services; and

Whereas, the City of Lansing, through the Human Resources Department, desires to purchase and maintain the Resident Center facility located at 312 W. Hillsdale from July 1, 1975 to June 30, 1976 in connection with said Community Development Program; now, therefore, be it

Resolved, that New Way In, Incorporated, beg in negotiations to purchase said property pursuant to the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (42 USC 4601 et seq) and to agree upon a suitable price for the purchase which shall be conditional upon

final approval by the City Council of Lansing.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City Council of the City of Lansing has reviewed the analysis as to the location, character and extent of various sites for a Southeast Lansing Recreational Center, and;

Whereas, the City Council of the City of Lansing, after review of the potential sites submitted by the Planning Board and after conducting a Public Hearing wherein the citizenry spoke strongly in favor of the Topps site, the Council has determined that the most viable site for a Southeast Lansing Recreational Center appears to be the Topps property located at the Southeast quadrant of Holmes and Logan;

Now, Therefore, Be It Resolved that the City Clerk is directed to place notice in the local newspaper that the City of Lansing has tentatively selected the Topps property as this recreational center site and that notice is hereby given that a Public Hearing will be conducted in the Council Chambers of the City of Lansing on August 18, 1975 at 7:30 p.m., and;

Be It Further Resolved that the Planning Board is requested to initiate a location review on this site in accordance with Act 285, P.A. 1981; and,

Be It Further Resolved that the Program Coordinator is directed to initiate contracts with the Housing and Urban Development Office to determine the proper and legal administrative steps to accomplish the purchase of said Topps property.

Adopted by the following vote:

Yeas: Councilmen Belen, Brenke, Ferguson, Gunther, May—5.

Nays: Councilmen Anas, Blair—2.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Since the adoption of our present City Charter in 1955, at least five organizations representing citizens, professional management firms, the Chamber of Commerce and others have recommended basic changes in the City Charter to simplify the decision-making process and insure accountability to the voters. The necessity for this change has been amplified by the addition of many federal programs and regional planning

associations which require decisions from City government more rapidly than our cumbersome process can respond. Under our present Charter, decisions frequently have to be approved by five different individuals or groups before action can be taken. This is an expensive system, and one in which the people cannot tell who is actually making the decision.

1976 marks the 200th anniversary of our nation. Many of our nation's leaders have said that it will provide our country with an opportunity to review and renew its original goals as a government by the people. A Charter revision will provide the people of Lansing with a significant opportunity to make their local government more responsive to them, more efficient, and more economical; now, therefore, be it

Resolved, that in order to promote an efficient economical government that will be accountable to the people of the City of Lansing, this Council unanimously and wholeheartedly supports a revision of the present Charter; and be it

Further Resolved, that the following proposition be placed on the ballot for the general election to be held November 4, 1975 and that the City Clerk be directed to prepare the voting devices of the City as provided by law and to prepare such paper absentee ballots as may be necessary in the following form:

Proposition A

OFFICIAL CITY PROPOSITION BALLOT

General Election, November 4, 1975
In the City of Lansing

INSTRUCTIONS—To vote in favor of the proposition, make a cross (X) in the square ☐ to the right of the Word "YES," and to vote against the proposition, make a cross (X) in the square ☐ to the right of the word "NO."

Proposition to Revise City Charter

"Do you favor a general revision of the City Charter of the City of Lansing?"

YES ☐
NO ☐

and be it

Further Resolved, that nine Charter Revision commissioners be selected at the November election, and that candidates for the Charter Revision Commission file petitions bearing the signature of not less than 1% of the registered electors of the City of Lansing nor more than 4% as provided by State law to the City Clerk not later than September 19, 1975 at 4:00 p.m. o'clock and be it

Finally Resolved, that the Clerk publish copies of this Resolution in The State Journal on at least four separate occasions prior to September 1, 1975 and that said publication be ¼ page so that the public may be fully informed of this action.

By Councilman Blair—

That the date of the election be changed to May 18, 1976.

Lost by the following vote:

Yeas: Councilmen Belen Blair, Brenke, Ferguson—4.

Nays: Councilmen Anas, Gunther, May—3.

The original resolution was adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows:

\$ 1,100.00 from Reserve for Conferences & Workshops
A/C 101-941-000-864

\$ 1,100.00 to Conferences & Workshops—Public Service Dept.
A/C 101-441-000-864

\$ 103.00 from Reserve for Conferences & Workshops
A/C 101-941-000-864

\$ 103.00 to Conferences & Workshops—Parks Dept.
A/C 101-692-000-864

\$ 1,800.00 from Salaries
A/C 101-698-303-702

1,660.00 from Wages—Hourly
A/C 101-698-303-706

2,000.00 from Wages—Temporary
A/C 101-698-303-707

200.00 from Operating Supplies
A/C 101-698-303-740

225.00 from Maintenance Supplies
A/C 101-698-303-775

3,000.00 from Utilities
A/C 101-698-303-920

83,300.00 from Open Space Grant
A/C 101-936-336-974

\$92,185.00 to Kingsley Place Facility Construction
A/C 101-936-644-975

\$130,185.00 from Estimated Revenue—State & Federal Programs Fund
A/C 150-000-000-160

\$130,185.00 to Kingsley Place—Recreation Center
A/C 155-722-000-975

\$ 5,000.00 from Kingsley Court Land Acquisition
A/C 249-936-437-971

33,000.00 from Kingsley Open Space & Center
A/C 249-936-538-974

\$38,000.00 to Kingsley Place Facility
Construction
A/C 249-936-644-975

\$28,500.00 from City Portion—Sanitary
Sewers
A/C 590-536-619-974

21,567.12 from Retained Earnings
A/C 590-000-000-395

\$ 4,500.00 to City Portion of Delta
Township Sanitary Sewers
A/C 590-536-623-974

45,567.12 to City Portion of Delhi
Township Sanitary Sewers
A/C 590-536-624-974

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

JOHN T. ANAS,
WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

ZONINGS

By Councilman Gunther—

Whereas, by petition duly filed on the 27th day of May, 1975, this Council was petitioned to change the following described property from "A" One Family Residence District to "F" Commercial District, all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 4th day of August, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-20-75—3120 North East Street,
more particularly described as:

Lot No. 3, except the west 17 feet,
East Street Subdivision, City of Lansing, Ingham County, Michigan, Parcel reference number, 3301-04-151-011,

from "A-1" Family District to "F" Commercial District.

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised the City Council to deny the request as filed; and further, that the property be rezoned as follows:

- 1) That the west 70 feet of Lot 3, except the west 17 feet, East Street Subdivision, be rezoned from "A-1" Family District to "F" Commercial District.
- 2) That the east 80 feet of Lot 3, East Street Subdivision, be rezoned from

"A-1" Family District to "J" Parking District.

- 3) That screening be provided along the lot lines of adjoining residential uses to conform to the Lansing Zoning regulations; and

Whereas, the Planning Committee of Council, to whom was referred the report of the Planning Board, did not concur therewith; and recommended that the entire site be zoned "F" Commercial District;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "A-1" Family District to "F" Commercial District be approved subject, however, to a landscape, screening, and fencing plan being submitted to and approved by the Planning Department thirty (30) days from the effective date of this zoning change, and that the implementation of the approved plan occur within 90 days.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$1,816,296.33.

Signed:

JOHN T. ANAS,
WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

That Councilman McKane be excused from the session.

Carried.

Chas. Jurasek, 3200 Reo Road, spoke.

Council adjourned at 9:32 p.m.

THEO FULFON,
City Clerk.

Lansing, Michigan

August 11, 1975

F/M

Address Correction Requested

703

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, August 18, 1975

CITY COUNCIL ROOMS

Lansing, Michigan
August 18, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Anas, Belen, Blair, Brenke, Ferguson, Gunther, May—7.

Absent: Councilman McKane—1.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Jack Gunther.

Pledge of Allegiance was given by Ms. Jeannie Vogel.

The record of the previous session was approved as printed.

PUBLIC HEARING

August 18, 1975 at 7:30 o'clock p.m. being the time set for holding a public hearing

on the proposed purchase of the Topps Site for a Southeast Lansing Recreational Center.

The Mayor announced that if there was anyone present who had any suggestions or objections to the proposed purchase they had the privilege of speaking at this time.

The following persons spoke in favor:

LaVergne Reynolds, 2505 Midwood St.

Joan Gall, 826 E. Greenlawn Ave.

Pamela Henderson, 414 W. Barnes Ave.

Jack Emmett, 3121 Lucie St.

James Nelson, 403 S. Holmes St.

Linda Reynolds, 2505 Midwood St.

The following persons spoke in opposition:

Jack Midgley, 3006 Manley Dr.

Jack Meeks, 1400 Weymouth.

Glen Meeks, 1400 Weymouth St.

Ed. Meeks, 1400 Weymouth St.

Martha Johnson, 424 River St.

Connie Meeks, 1400 Weymouth St.

Harold Halstead, President of Greater Lansing Board of Realtors.

Thomas Washington, 1129 Shelter Lane.

Glen Slucter, 1426 Boynton Dr.

Richard Baker, 927 W. Lapeer St.

J. Revell Hopkins, 825 E. Willoughby Rd.

Gloria Fleming, 2224 Pamela Place.

Diane Belgard, 1006 LeGrand St.

Councilman Ferguson spoke.

Doug. Finley, Parks Dept. answered questions of Councilman Ferguson.

Charles Jurasek, 3200 Reo Rd.

Councilman May spoke.

Councilman Anas spoke.

Councilman Brenke spoke.

Hap Brooks, 1810 E. Michigan Ave.

Councilman Blair spoke.

Referred to Committee of the Whole.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

ELECTRICAL CONTRACTOR — Bazen Electric Co.

MECHANICAL DEVICES — Silvio's Bar, Famous Taco Restaurant, Golden Gate Restaurant, Torres Taco House.

CABARET — Olds Plaza, Green Door.

AUCTIONEER — Harold D. Cole, Jr.

DRAINLAYER — East Side Construction.

PUBLIC DRIVERS — Robert A. Brennan, Bruce G. Karolle.

Referred to Committee on Ordinance and Contracts.

Card of appreciation from family of Arthur J. Faggion.

Received and placed on file.

Claims filed by:

Robert C. Roarty for damage to automobile window due to ball.

Referred to City Attorney and Parks Department.

Lewellyn T. Matthews for injury sustained to daughter (2½) due to hot tar on street.

Referred to City Attorney and Public Service Department.

Petitions filed for rezoning:

Z-35-75—

Commencing 215.76 feet south of the northeast corner of the northeast ¼ of the southeast quarter of section 30, T4N, R2W, running thence west 330 feet, thence south 146 feet, thence east 330 feet, thence north 146 feet to the place of beginning, also commencing from the southwest corner of the above described parcel thence north 361 feet to the northeast ¼ section line, thence west along said section line 247 feet, thence south 662 feet to the rear of the lots fronting upon Dunlap St., thence east along said rear lot line 48 feet plus or minus thence north 301 feet, thence east 199 feet, plus or minus to the point of beginning City of Lansing, Ingham County, Michigan from "B" One Family Residence and "J" Parking Districts to "A" One Family Residence District—(2800 block Pleasant Grove Road).

Z-26-75—

Lot 28 of Assessors Plat 56, City of Lansing, Ingham County, Michigan from "D-1" Professional Office District to "E" Apartment Shop District — (4408 South Cedar Street).

Z-37-75—

Lots 126-133 inclusive, Lots 170-177 inclusive and part of vacant Ohio Avenue. Commencing Southeast corner Lot 127 thence North 231 ft., East 30 ft., South 66 ft., East 30 ft., south 165 ft., west 60 ft. to beginning except that part of Lots 175, 176, 177 lying West of the arc of a circle whose radius is 49.5 ft. and whose center is 49.5 ft. North of Southwest corner Lot 177, Franklin Heights Subd., City of Lansing, Ingham County, Michigan from "B" One Family Residence District to "G-2" Wholesale District — (1322 Whyte St.).

Z-38-75—

Lot 210, Hollywood Subd., City of Lansing, Ingham County, Michigan from "D-1" Professional Office District to "E" Apartment Shop District — (2420 South Pennsylvania Ave.).

Referred to Planning Board.

Request for special use permit SUP-10-75 — 321 E. Holmes Rd. (to be used as a babysitting service and Bible teaching school).

Referred to Planning Board.

Letter from Marguerite R. Moore relative rezoning petition Z-22-75 — 600 West Shiawassee St.

Referred to Committee on Planning.

Liquor Control Commission submits:

Request from Timothy Brogran and Brian Riley for transfer of ownership of 1975 Class "C" license at 1910 West Saginaw St. from Vasil Dimitroff.

Request of Rudolf Stober for transfer location of 1975 Class "C" license with Dance-Entertainment Permit from 812 E. Michigan Ave. to 419-423 E. Michigan Avenue.

Referred to Committee on Ordinance and Contracts.

Request from Lauretta A. Cochrane for permission to close off portion of West Gier St. on September 1, 1975 from 2:00 p.m. to 2:00 a.m. for block party.

Referred to Committee on City Affairs.

Letter from State of Michigan, Public Service Commission relative application of telephone Communications, Inc., for authority to revise its rate schedule for the provision of mobile radio telephone services and one-way paging services.

Received and placed on file with copy to Mayor's Office.

Notice from State of Michigan Department of Natural Resources Water Resources Commission to Oldsmobile Division of General Motors Corp. and City of Lansing in regard to discharge into Grand River.

Referred to Public Service Department.

Notice from Charter Township of Delta relative application for property tax exemption—Farm Development Rights Agreement as filed by Don Jones.

Received and placed on file.

Letter from Martha C. Johnson relative the petition she presented to the Council on August 4, 1975—page 686 for exemption from back yard burning ban.

Referred to Committee on Ordinance and Contracts, City Attorney, Director of Public Service and Fire Marshal.

Letter from agent for owners of 1307-1305 Coolidge Rd. relative opening of land locked property of Shelter Rd.

Referred to Board of Public Service and Committee on Public Service and Highways.

Petitions filed opposing purchase of Topps Building.

Referred to Committee of the Whole.

REPORT OF COMMITTEES

The Committee on ORDINANCE AND CONTRACTS approves the following applications and bonds for licenses:

ELECTRICAL CONTRACTOR — Bazen Electric Co.

MECHANICAL DEVICES — Silvio's Bar, Famous Taco Rest, Golden Gate Rest, Torres Taco House.

CABARET — Olds Plaza, Green Door.

AUCTIONEER — Harold D. Cole, Jr.

DRAINLAYER — East Side Construction.

PUBLIC DRIVERS — Robert A. Brennan, Bruce G. Karolle.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the request of Dwight L. Sholty for transfer of ownership of 1975 Class "C" licensed business at 511 East Hazel St. from Ralph Abenroth (Front Office Bar), reports as follows:

That said request be approved having received the signatures of all the required departments.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the ordinance of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by revising Section 3-1 of code. (Placing handbills, etc., in or upon automobiles, permission required) reports as follows:

That said ordinance be passed.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on BUILDINGS AND PROPERTIES, to whom was referred the CATA facility at 240 Mill Street, reports as follows:

The Committee recommends that the CATA facility located at 240 Mill Street be retained by the City for city use because the City has essential needs that can be located there and because it has a large investment in the facility.

Further, it is recommended that the Traffic Department prepares the plans and specifications with haste for the renovation of Building "D" as a sign shop, and that YDC will renovate Building "A" at no expense to the City, and that the Program Coordinator will coordinate with CATA to bring about a quick conclusion to give sole ownership to the City of Lansing on this facility.

Signed:

ROGER T. MAY,
JOHN T. ANAS,
WILLIAM A. BRENKE,
JACK D. GUNTHER,
Committee on Buildings and
Properties.

By Councilman May—

That the report of the Committee be adopted and referred to the Committee on Finance.

Adopted by the following vote:

Unanimously.

The Committees on PUBLIC SERVICE AND HIGHWAYS, and PLANNING, to whom was referred the request of the Olds Plaza Hotel to create an outdoor dining terrace, adjacent to their building on Capitol Ave., the area to be used will extend nine (9) feet west of the building line between the driveway and the west entrance door, reports as follows:

We recommend approval of this request.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways,

JACK D. GUNTHER,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Planning.

By Councilman Brenke and Councilman Gunther—

That the report of the Committees be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred the rezoning petition Z-22-75 for property at 600 West Shiawassee St. from "D" Apartment District to "D-1" Professional Office District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

August 11, 1975

Honorable Mayor and Members
of the Lansing City Council

Re: Claim of Duane J. Nichols alleging
damages to car caused by hole in
street

Dear Mayor and Council:

Your City Attorney, to whom was referred the above claim, has made an investigation thereof and, on that basis, recommends that the claim be denied. Mr. Nichols has not shown that the City had prior knowledge of the defect in the street.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Anas—

That we concur in the recommendation of
the City Attorney.

Carried.

August 11, 1975

Honorable Mayor and Members
of the Lansing City Council

Re: Claim of Rita M. Huyck — Sewer
backed up into basement causing
damage

Dear Mayor and Council:

The above claim was referred to the City Attorney's office for investigation and recommendation. After a thorough review of the facts surrounding this claim and the damages alleged, it is the recommendation of this office that the claim be denied as there appears to be no negligence on the part of the City.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Anas—

That we concur in the recommendation of
the City Attorney.

Carried.

August 11, 1975

Honorable Mayor and Members
of the Lansing City Council

City Hall

Lansing, Michigan 48933

Re: James Johnson v City of Lansing
(Workmen's Compensation case)

Dear Mayor and Council:

On August 7, 1974, the plaintiff in the above captioned matter allegedly injured his back and hip during the course of his employment in the Department of Parks and Recreation. Workmen's Compensation benefits were paid to the plaintiff for approximately three weeks. The benefits, however, were terminated when the physician treating the plaintiff indicated that he was able to return to work.

Subsequently, on September 24, 1974, plaintiff filed a petition with the Bureau of Workmen's Compensation which sought a reinstatement of weekly Workmen's Compensation benefits. In response to the petition, this office took the depositions of two physicians that had treated the plaintiff in connection with the injury. After the depositions were taken and filed with the Bureau of Workmen's Compensation and reviewed by the parties, counsel for the plaintiff caused the petition in this matter to be voluntarily withdrawn.

Respectfully submitted,

PETER HOUK,
City Attorney.

Received and placed on file.

August 14, 1975

Honorable Mayor and Members
of the Lansing City Council
City Hall

Lansing, Michigan

Dear Mayor and Council:

Several questions have been posed regarding the proposed Charter Revision Commission. I have attempted to answer them separately, and with a concise summary of my opinion on each issue at the beginning of the discussion of that topic.

**CITY OFFICERS AND EMPLOYEES
MAY STAND FOR ELECTION TO THE
CHARTER REVISION COMMISSION,
BUT MUST RESIGN AS A CITY OFFICER
OR EMPLOYEE IF ELECTED.**

Several City employees and Board members have evidenced a desire to seek election to the Charter Revision Commission. The Home Rule Act, MCLA 117.18; MSA 5.2097 provides in pertinent part that:

"No city officer or employee, whether elected or appointed shall be eligible to a place on the Commission."

Without question, such disqualifications are to be strictly construed, and if possible resolved in favor of eligibility of office. See, Public Officers and Employees, 63 Am Jur

2d p 650 and *McQuillin*, Municipal Corporations (3d ed rev) §12.58.

In construing similar provisions, many courts have adopted the view that the word "eligible" has reference to the capacity not of being elected, but rather of holding office, and that if a candidate is qualified at the commencement of the term, any disqualification that attached at the time of election is immaterial. See *Public Officers and Employees*, Am Jur 2d p 653.

Strict construction of the Home Rule Act, and a resolution of its provisions in favor of eligibility, dictate the conclusion that the term "eligible" refers to holding the office, and not standing for election. Since the term could be interpreted to apply only to holding office, and not to the electoral process.

Additionally, I note that this provision is unlike the provision of our State Constitution, which prohibits State Legislators from being elected to other State offices during the term for which they were elected to the Legislature. Mich Const 1963, Art 4, §9 provides that:

"No person elected to the legislature shall receive any civil appointment within this state from the governor, except notaries public, from the legislature, or from any other state authority, during the term for which he is elected." (emphasis added)

If the Legislature had intended to prevent present City officers from standing for election, it would have added the additional language "during the term for which he is elected."

Moreover, since the application of the "compelling interest" test to voter registration cases by the United States Supreme Court in *Kramer v Union Free School District*, 385 US 621; 89 S Ct 1886; 23 L Ed 583 (1969) and by the State of Michigan in *Wilkins v Ann Arbor City Clerk*, 385 Mich 670; 189 NW 2d 423 (1971), state and federal courts across the country have, in a surfeit of decisions, applied that test to qualifications for holding public office. In *Stapleton v Clerk for the City of Inkster*, 311 F Supp 1187 (Ed Mich 1970), the Court ruled:

"It appears to this court that the reasons given for requiring the compelling interest standard in voting cases are equally applicable to cases challenging qualifications for public office; in both situations the challenge is directed to the assumption that the institutions of state government are structured so as to fairly represent all the people. Thus, the City must demonstrate a compelling interest to justify the ownership of real property in the City as a qualification to hold office and the City does have the advantage of the usual presumption that the Charter is constitutional."

A similar result was reached in *Green v McKeon*, 335 F Supp 630 (Ed Mich 1971) where the Court declared unconstitutional a Charter imposed residency requirement

of two years for Councilmen. The same Court ruled unconstitutional for lack of a "compelling interest" a City of Detroit requirement that candidates for Detroit's Charter Revision Commission must have been residents for three years prior to their nomination. *Mogk v City of Detroit*, 335 F Supp 698 (Ed Mich 1972) (Three Judge panel).

The above cited decisions will permit no conclusion but that City employees and officers may stand for election but must resign if elected.

For while the disqualification may be necessary to prevent the holding of two incompatible offices, that end would be as well served by resignation of City employment or office upon election to the Commission.

A PERSON MAY SIGN NINE PETITIONS FOR CHARTER REVISION COMMISSIONERS.

The Home Rule Act, MCLA 117.18; MSA 5.2097 provides that where a City Charter provides for the non-partisan election of officers, that method shall be followed in the election of Commissioners. Our present Charter so provides. The Charter of the City of Lansing, Ch 13, §7 further provides that an individual may sign a petition for each office to be filled. Since State law provides for the election of nine Commissioners, nine offices are to be filled, therefore, a person may sign nine petitions.

THE CITY COUNCIL SETS THE CHARTER COMMISSIONER'S SALARIES.

The question has been posed as to whether Council or the Elected Officers Compensation Commission establishes the salary for the Commission. The Elected Officers Compensation Commission was established by City ordinance pursuant to an amendment to the Home Rule Act. The purpose of that amendment, MCLA 117.5c; MSA 5.2084(3) was to change that portion of the Act which prohibited City officers from receiving an increase in salary during their term of office. It did not purport to amend MCLA 117.19; MSA 5.2098 which deals with Charter Commissioners. The law does not favor amendment by implication. *Wayne Co Civil Service Comm v Wayne Co Supervisors*, 384 Mich 363; 184 NW 2d 201 (1971), and since MCLA 117.19; MSA 5.2097 is specific on the matter, I believe it controls.

THE COUNCIL MUST APPROPRIATE MONIES FOR CHARTER COMMISSION EXPENSES PRIOR TO THE ELECTION.

The statute regarding the appropriation of monies for salaries and expenses is clear and unambiguous. It provides in its entirety as follows:

"Duty of legislative body. Sec. 19. The Legislative body of the municipality unless it is otherwise provided, shall fix in advance of the election of a charter commission the place of its meeting, the compensation of its members, the money for

the expense thereof, and if need be provide the ballots for election."

COUNCIL ACTION HAS ESTABLISHED NOVEMBER 4, 1975, AS THE DATE FOR CHARTER REVISION.

By memorandum dated August 13, 1975, Councilman Blair submitted the following opinion request:

"On August 11, 1975, the City Council voted 4-3 on a resolution to amend the date to place a question on the ballot regarding a Charter Revision and Charter Commission. Operating under Mason's Rules of Order, what constitutes a majority? Would a simple majority of those present suffice to amend the **Charter Revision Resolution** or would the requirements be a mandatory 5 votes of Council to do same?

"Further, if the amendment vote proved to be legitimate and was passed 4-3 but the chair ruled the vote had failed, could the chair's ruling be challenged, after the fact? If yes, what is the time frame for challenging the chair's ruling to appeal the decision?"

Councilman Blair requested that my opinion be prepared not later than 5:00 p.m., Friday, August 15, 1975.

The confusion regarding this particular question arises from the fact that Mason's provides at Section 421.1:

"An amendment of a pending question requires only a majority vote for its adoption, even though the question may require a 2/3 or other vote greater than a majority for adoption. Thus, amendments proposed to the Constitution or the rules may be amended by a majority vote although the amendments require a 2/3 vote for adoption."

However, the Charter of the City of Lansing, Ch 5, §5.5(j) provides:

"Except in those cases where a larger majority is required by law or the provisions of this Charter, no ordinance or resolution shall be adopted or passed, nor shall any other official action be taken, except by the affirmative vote of at least 5 members." (emphasis added)

While Mason's may be helpful in interpreting that provision, it cannot alter the substance of the provision, since the Charter constitutes a basic or organic law which governs the actions of the entire City, as well as the City Council.

The term "official action" or "official act" has uniformly been interpreted by the Michigan courts to be an act "done by the [an] officer in his official capacity under color and by virtue of his office." *Bostatter v Hinchman*, 243 Mich 589; 220 NW 775 (1928). *Stark Hickey, Inc. v Accident Insurance Company*, 291 Mich 350; 289 NW 172 (1939).

That term has received a similar definition by Black's Law Dictionary, 4th ed. At

least one court has said of legislative action that the term official act means the entire decision-making process. In *Times Pub. Company v Williams*, Fla App 222 So 2d 470, 473, the Court said:

"... Since every step in the decision making process, including decision itself, is the necessary preliminary to formal action each such step constitutes an official act an indispensable requisite to 'formal action' within the meaning of the statute."

While none of the above cited authorities are squarely on point, all of them suggest that the term official action as used in our Charter would encompass an amendment to a Council resolution. I would, therefore, conclude that five votes would be necessary to amend such a resolution.

However, it is clear that even if only four votes were necessary to accomplish an amendment, Councilman Blair's appeal of the Chair's decision that the matter failed is not timely and, therefore, cannot upset that ruling. Mason's Rules of Order, Section 230.2 provides that:

"An appeal from a decision of the presiding officer must be made promptly and it is too late to appeal after debate or other business has intervened."

Similarly, Section 527 of that work provides that:

"If a mistake has been made or fraud has occurred in taking or not taking a vote and the vote is immediately questioned, it may be treated as irregular and void and a vote may be retaken or it may be corrected, but a vote may not be retaken if there has been delay or other business has intervened. A legislative body always has authority to correct its records and make them state the truth."

Therefore, I conclude that a challenge to the Chair's ruling would not be in order at this time since immediately after the defeat of the questioned proposed amendment, the Council proceeded to vote upon the original motion without challenge to the Chair's ruling.

Respectfully submitted,

PETER HOUK,
City Attorney.

Referred to Committee of the Whole and Mayor's Office.

DATE: 8-14-75

TO: Mayor and Members of City Council

FROM: James W. Dowsett,
Director of Finance

SUBJECT: Actual Use of Funds Report—
Federal General Revenue Sharing—As of June 30, 1975

In accordance with the rules and regulations pertaining to the "State and Local Fiscal Assistance Act of 1972" (Federal Revenue Sharing), I submit to you the Actual Use of Funds Report reflecting the status of Federal Revenue Sharing Funds received through June 30, 1975.

I have also submitted this report to the City Clerk under cover of a separate letter dated August 14, 1975 so that it might be made available for public inspection as required in the regulations.

In addition to filing this report with the City Clerk for public inspection the following steps must be taken by the City.

- 1) The news media must be advised of the date that this report will be published in the local newspaper and copies provided upon request.
- 2) The Actual Use of Funds Report must be published in a newspaper of general circulation within the geographic area of the City.
- 3) The Actual Use of Funds Report must be mailed to the Office of Revenue Sharing, Washington D.C., to be received by September 1, 1975.

My suggested time table is that a press release be made August 20, 1975 and publication of the report be made in the local newspaper by August 25, 1975. I will then release the report to the Treasury Department on August 26, 1975 so that they might receive it by September 1, 1975.

JAMES W. DOWSETT,
Director of Finance.

Referred to Committee on Finance.

DATE: 8-14-75

TO: Theo Fulton, City Clerk

FROM: James W. Dowsett,
Director of Finance

SUBJECT: Submitting for Public Inspection the Actual Use of Funds Report Reflecting the Status of Federal General Revenue Sharing Funds Received through June 30, 1975

In accordance with the rules and regulations pertaining to the "State and Local Fiscal Assistance Act of 1972" (Federal Revenue Sharing), I submit to you for public inspection the Actual Use of Funds report covering all Federal Revenue Sharing Funds received through June 30, 1975.

Detailed information supporting this report is available in the Controller's Office during normal business hours.

A press release will be made shortly advising the news media that this report is available for public inspection.

JAMES W. DOWSETT,
Director of Finance.

Referred to City Clerk.

August 13, 1975

Honorable Mayor and

Members of City Council

Gentlemen:

At their meeting August 12, 1975, the Waterfront Development Board discussed the consultant's investigation of the structure of the Kalamazoo bridge that was to determine the feasibility for its repair or reconstruction.

That investigation resulted in a report in which the consultant recommended that "...this structure be kept operable for light loadings until such time as funds can be programmed for its replacement."

This recommendation is very discouraging and is contrary to the "Plan for Development of Lansing's Waterfront," which was adopted by City Council in July, 1973. That Plan specifically identifies the Kalamazoo bridge as having unique construction and design, and as contributing to the character of the waterfront. The Plan further states that such characteristic physical features along the waterfront should be preserved and/or enhanced. (Refer to pages 74 and 100 of the Plan.)

The staff member for this Board reviewed the consultant's report to determine the basis for the above recommendation and also to determine if there was any possibility for its preservation. It was determined that, prior to his final recommendation, the consultant indicated that although this structure is "...very expensive and difficult to replace or repair, the design also has good inherent strength." Furthermore it was stated that "...the structure is still capable of carrying light loads such as passenger car traffic and light trucks." The consultant also indicated that the primary cause of the concrete deck deterioration was from the use of salt during de-icing operations. Finally, it was recommended that the bridge needed to be widened from its present 36 ft. roadway width to 44 or 48 ft. width.

In light of the staff review, this Board feels that there is a possibility to preserve this bridge and we strongly recommend that every effort be made to do so. Furthermore we feel that in addition to its structural condition, the unique character and design of this bridge should also be considered in determining its future.

To help in its preservation, the Board makes the following initial recommendations:

1. If salt-rich water from de-icing operations is the primary cause for the deterioration of the concrete deck, then the use of salt on the bridge should cease. Sand or some other non-corrosive substance should be used.
2. The Traffic Department and the Planning Department should study the potential traffic generators in the area to determine if the roadway width actually

needs to be widened from 36 ft. to either 44 or 48 ft.

3. If necessary, vehicle load restrictions should be permanently placed on the bridge to ensure safe crossing and to prohibit further structural disintegration.
4. The necessary maintenance and upkeep should be performed to enable the structure to "hold its own."

If this Board can be of any further assistance in this matter, please contact me or any other Board member.

Respectfully submitted,

LAWRENCE DROLETT, JR.
Chairman,

Waterfront Development
Board.

Referred to Committee on Public Service and Highways.

August 11, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

The Board of Public Service elected the following officers at their August 6, 1975 meeting for the ensuing year.

Chairman—Charles Stickney, Sr.

Vice-Chairman—Norman Hack.

Secretary—Barbara Garlock.

Respectfully submitted,

BARBARA GARLOCK,
Secretary.

Received and placed on file.

August 18, 1975

Honorable Mayor and Members

of the City Council

Gentlemen:

As much as it distresses me, I feel I must call to the attention of this body some solid facts, which facts, although unpleasant, must be faced.

I may be mistaken—and I hope I am mistaken—if this body continues to overspend our budget at the present rate, a tax increase of at least two mills will be necessary by this time next year. Let me recite some of these figures to you:

PUBLIC SAFETY: Three months' shortage of funds for helicopter program, undercover program, and operation identification\$54,000

Over budget fiscal year 76-77\$225,000

RED CEDAR HIKING-BIKING — City's share\$55,000
(Unbudgeted)

BUILDINGS & PROPERTIES: Grant's Building, extra cost to remodel building\$80,000

Potter Park Lion House\$30,000

Ice Skating Rink\$68,000

Sycamore Starter House\$10,000

Civic Center for air-conditioning (additional)\$300,000

Mill Street CATA Garage for buying out\$80,000
& remodeling (not budgeted) \$60,000

State-owned leased housing (not budgeted)\$50,000

Kingsley Project needs an additional \$40,000 plus \$98,00 for storm sewer not funded in General Fund.

Grant's and Topp's land contract payments not budgeted for future years.

Solid waste program \$80,000 deficit this year and full \$400,000 subsidy for 76-77.

District Court\$66,000

Charter Commission expenses\$48,000

Increase for elected officials' salaries\$15,000

TRENDS — In two to three years, the City faces a \$3,000,000 deficit in its budget. We must continue the job and purchasing moratoriums to stay within that deficit.

LOST REVENUE — The tax base on the Tranter Manufacturing and Topps properties, the Grants property and the loss of revenue from Reo going out of business and the possible loss of 2500 employees to the secondary complex.

I remind you also that already we are heading for a 3 mill deficit in the next two years before any of these matters come before us. I am sincerely concerned. I don't enjoy being in this position but I have appealed to this body as a responsible arm of city government to study these facts with extreme care before approving any more expenditures. We must learn to say "no." I cannot in good conscience subscribe to any more spending which is not supported by additional revenue.

Sincerely,

JAMES D. BLAIR,
Councilman-at-Large.

Referred to Committee on Finance.

August 11, 1975

Lansing City Council

City Hall

Lansing, Michigan

Gentlemen:

In accordance with provisions of Section 8.6 (d) of the City Charter, I herewith submit the attached listing of all encumbrances outstanding at June 30, 1975 totaling \$561,579.50.

It is my recommendation that these encumbrances should be paid as follows:

**ENCUMBRANCES CHARGEABLE TO
1974-75 BUDGET ACCOUNTS**

General Fund	\$129,274.00
Act 51 of P.A. 1951	77,195.58
Federal Revenue Sharing	350,032.52
TOTAL 1974-75 Budget	\$556,502.10

**ENCUMBRANCES CHARGEABLE TO
1975-76 BUDGET ACCOUNTS**

General Fund	\$ 4,955.40
St. Leased Housing	122.00
TOTAL 1975-76 Budget	\$ 5,077.40

GRAND TOTAL:	
All Encumbrances:	\$561,579.50

Respectfully submitted,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Finance.

August 18, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

Tenth Floor—City Hall

Lansing, Michigan

Dear Mr. Mayor Pro-Tem and
Council Members:

On Wednesday, August 13, 1975, I was privileged to be invited to attend the signing of the Enrolled Senate Bill No. 163 by Governor William G. Milliken. The contents of the measure result from more than three years of effort on the part of State Senator Harry DeMasco. The overall purpose of the newly signed Act is, basically, stated in Section 3 (1), which reads as follows:

“When the governing body of a municipality determines that it is necessary

for the best interests of the public to halt property value deterioration and increase property tax valuation where possible in its business district, to eliminate the causes of that deterioration, and to promote economic growth, the governing body of that municipality may, by resolution, declare its intention to create and provide for the operation of an authority.”

Section 4 (1) Provides that the authority shall be under the supervision and control of a board consisting of the Chief Executive Officer of the municipality involved and 8 members appointed by the Chief Executive Officer, subject to the approval by the governing body of the municipality. The activities of the authority shall be financed, according to Section 11 (1) from one or more of the following sources:

- (a) Donations
- (b) Proceeds of **not more than 2 mills** imposed on a specific district of a downtown.
- (c) Monies borrowed and to be repaid from negotiable revenue bonds issued according to State law.
- (d) Revenues from any property, building or facility owned, leased, licensed, or operated by the authority or under its control, subject to certain limitations.
- (e) Proceeds of a tax increment financing plan, as set forth in section 14 to 16.
- (f) Monies obtained from any other sources approved by the governing body of the municipality in question.

In regards to the above mentioned tax increment financing plan, the municipality may by resolution of its governing body authorize, issue, and sell general obligation bonds, subject to the limitations set forth in the Act.

The Act provides that the words “public facility” means:

A street, plaza, pedestrian mall and any improvements therein including street furniture and beautification, park, parking facility, recreational facilities, right-of-way, structure, waterway, bridge, utility line or pipe, building, and access routes to any of the foregoing as long as it is designed and dedicated to use by the general public, or a public agency.

Over the years, much has been said about downtown improvements in our own City; a number of local merchants have independently attempted drives to better certain sections of the Central Business District. The past drives have been unsuccessful, because of certain legal limitations, and for other reasons. Now, directly before you, and others in the Central Business District, is Enrolled Senate Bill No. 163, which incorporates the necessary tools to move ahead for the good of the overall City. I am placing the matter squarely before you for con-

sideration, and with hopes that your deliberations are meaningful.

Respectfully,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole, City Attorney, City Assessor, Mayor's Executive Asst., Finance Director, Planning Director, and Program Coordinator.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING RESOLUTIONS — YOU MAY SPEAK ONLY FOR 3-MINUTES ON ANY ONE RESOLUTION.

No person spoke.

RESOLUTIONS

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That the City Assessor be, and he is hereby directed to spread on the December, 1975 tax rolls, the cost of cutting weeds in the year 1975, in the amount of \$655.00, as reported this date by the Building Commissioner.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and Properties—

Resolved by the City Council of the City of Lansing:

Whereas, on May 12, 1965 the Committee on Buildings and Properties granted the use of the street right-of-way adjacent to the restaurant located at 2627 N. East Street for parking purposes; and

Whereas, usage was granted until such time as the area is needed by the City and with the understanding that the area be clay filled and topped with gravel, expense to be borne by the owner; and

Whereas, conformity with parking ordinance requires parking areas to be hard-surfaced (blacktopped) and lighted; and

Whereas, the area is not needed by the City in the foreseeable future;

Now, Therefore, Be It Resolved that a five-year parking lease at a fee of \$1,000.00 a year be granted to the lessee with the provision that the area will conform to all applicable city parking provisions, at no expense to the City of Lansing, and

Be It Further Resolved that this matter be referred to the City Attorney for prepa-

ration of lease or agreement and any other legal work necessary, and

Be It Finally Resolved that the City Clerk and Mayor be authorized to sign said lease or agreement on behalf of the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee on Parks and Recreation and Committee on Finance—

Resolved by the City Council of the City of Lansing:

Re: Washington Park Ice Rink-Tennis Court

Whereas: the City Council has approved the concept of an ice rink-tennis complex at Washington Park, and

Whereas: The City share of \$80,000 has been matched with \$110,000 of State funds and \$190,000 of Federal funds for an estimate project cost of \$380,000, and

Whereas: the architectural firm of Laitala, Freeman, Smith and Fowler have been retained to design the project and have completed estimates that anticipate a cost of \$448,062.00, and

Whereas: the Park Board has recommended that additional funds be appropriated as needed to complete the project as designed,

Now Therefore Be It Resolved, that the Director of Parks and Recreation and the Purchasing Director be authorized and directed to proceed with drawing final plans and taking bids on the facility, and

Be It Further Resolved, that additional necessary funds in the amount of \$68,100 be transferred to account No. 101-936-536-974 from Capital Improvement Building account No. 101-936-491-975.

Lost by the following vote:

Yeas: Councilmen Anas, Belen, Blair, Ferguson, Gunther—5.

Nays: Councilmen Brenke, May—2.

By Councilman Belen—

That we reconsider the vote by which the resolution lost.

Carried.

The resolution was adopted by the following vote:

Yeas: Councilmen Anas, Belen, Blair, Brenke, Ferguson, Gunther, May—7.

By Councilman Ferguson—

That the resolution be tabled.

Carried.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

That the appointment of Sister Juanita Gonzales, S. C., to the Planning Board, term expiring June, 1979, be confirmed.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has entered into a Grant Agreement with the United States of America to plan and develop a Community Development Program, pursuant to Title I of the Housing and Community Development Act; and

Whereas, the City of Lansing, through the Human Resources Department, desires to engage the Finance Department of the City of Lansing to enter into a Contract with an independent auditing firm for auditing twenty-three (23) projects administered under the Model Cities Program; and

Whereas, a proposed Contract (Cooperative Agreement) for said independent auditing services has been developed between the parties, effective from July 1, 1975 through December 31, 1975 (six months), in the amount of Twenty-One Thousand and 00/100 Dollars (\$21,000.00); and

Whereas, said proposed Contract (Cooperative Agreement) is hereby approved; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed Contract (Cooperative Agreement) contempt upon approval as to form by the City Attorney and certification as to the availability of funds by the Director of Finance of the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows:

\$ 325.00 from Reserve for Conferences & Workshops
A/C 101-941-000-864

\$ 325.00 to Conferences & Workshops—
Assessment Division
A/C 101-209-000-864

\$ 550.00 from Reserve for Conferences & Workshops
A/C 101-941-000-864

\$ 550.00 to Admin.—Fire
Dept.—Conferences
& Workshops
A/C 101-337-000-864

\$147,396.00 from Estimated Revenues—
Act 51 Major Street Fund
A/C 202-000-000-160

\$147,396.00 to S. Washington
Ave. Grade Crossing
A/C 202-453-625-974

\$ 2,000.00 from Reserve for Contingencies—Community Development
Grant
A/C 256-941-000-963

\$ 2,000.00 to Contractual
Services—Planning
Dept.
A/C 251-801-000-801

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

JOHN T. ANAS,
WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

ZONING

By Councilman Gunther—

Whereas, by petition duly filed on the 23rd day of May, 1975, this council was petitioned to change the following described property from "D" Apartment District to "D-1" Professional Office District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 21st day of July, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-22-75 — 600 West Shiawassee St., more particularly described as:

The east one-third of Lot 5 and 6, Block 77, Original Block, City of Lan-

sing, Ingham County, Michigan, parcel reference number 3301-16-110-111,

from "D" Apartment District to "D-1" Professional Office District.

Whereas, pursuant to Act 207, Public Acts 1921, the Planning Board advised the City Council to deny this request; and

Whereas, the Planning Committee of Council to whom was referred the report of the Planning Board did not concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains the petition to rezone the above described property "D" Apartment District to "D-1" Professional Office District be approved.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$3,605,487.88.

Signed:

JOHN T. ANAS,
WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

INTRODUCTION OF ORDINANCE(S)

The following ordinance(s) of the City of Lansing, Michigan providing that the Code of Ordinances be amended by: Revising Section 31-2 (36) of said code (Public Holidays, was introduced by Councilman Belen, read a first and second time by its title(s), and referred to the Committee on Ordinance and Contracts.

ORDINANCES

By Councilman Belen—

The Committee reported that it had considered an ordinance providing, that the Code of Ordinances, City of Lansing, Michigan, be amended by:

- a. Revising Section 3-1 of code (Placing handbills, etc., in OR UPON automobiles, permission required).

and recommended that the ordinance be passed.

Carried.

ORDINANCE NO. 397

(Placing of handbills, etc., in or upon automobiles, permission required).

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising Section 3-1 of code be placed on order of immediate passage.

Carried.

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing, that the Code of Ordinances, City of Lansing, Michigan, be amended by revising Section 3-1 of code be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 397

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, BE AMENDED BY REVISING SECTION 3-1 OF SAID CODE.

The City of Lansing Ordains:

Section 1. That Section 3-1 of the Code of Ordinances of the City of Lansing, Michigan, be amended so that such section shall read as follows:

- Sec. 3-1. Placing handbills, etc., in or upon automobiles, permission required.

No person shall place, or cause to be placed in, on, or in any manner fasten or attach to any automobile, or vehicle while on the streets, municipal parking lots or municipal parking ramps within the city, any placard, handbill or advertisement without consent having first been obtained from the owner thereof.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

That Councilman McKane be excused from the session.

Carried.

By Councilman Belen—

Resolved by the City Council of the City of Lansing:

That the resolution relative to Washington Park Ice Rink-Tennis Court No. 3 under resolutions be taken from the table.

Adopted by the following vote:

Unanimously.

By Councilman Belen—

That the resolution be amended by striking the last paragraph from the resolution.

Carried.

By Committee on Parks and Recreation and Committee on Finance—

Resolved by the City Council of the City of Lansing:

Re: Washington Park Ice Rink-Tennis Court

Whereas: the City Council has approved the concept of an Ice Rink-Tennis complex at Washington Park, and

Whereas: The City share of \$80,000 has been matched with \$110,000 of State funds and \$190,000 of Federal funds for an estimate project cost of \$380,000, and

Whereas: the architectural firm of Laitala, Freeman, Smith and Fowler have been retained to design the project and have completed estimates that anticipate a cost of \$448,062.00, and

Whereas: the Park Board has recommended that additional funds be appropriated as needed to complete the project as designed,

Now Therefore Be It Resolved, that the Director of Parks and Recreation and the Purchasing Director be authorized and directed to proceed with drawing final plans and taking bids on the facility.

The resolution as amended was adopted by the following vote:

Yeas: Councilmen Anas, Belen, Blair, Brenke, Ferguson, Gunther, May—7.

Wilfrid Mooney, 1610 S. Cedar Street, spoke relative the alley in the rear of his place. Signs are bad and also the weeds.

Referred to Traffic Dept., Director Public Service and Building Commissioner.

J. Revell Hopkins, 825 E. Willoughby Rd., spoke relative to political signs that are

left up after election is over. Feels these should be removed.

Council adjourned at 9:33 P.M.

THEO FULTON,
City Clerk.

Lansing, Michigan

August 18, 1975

OFFICIAL PROCEEDINGS OF THE BOARD OF CANVASSERS OF THE CITY OF LANSING

August 5, 1975

August 6, 1975

10:00 A.M.

The City Board of Canvassers of the City of Lansing met in the City Council Chambers, 10th Floor, City Hall on Wednesday, August 6, 1975 to canvass the returns of the Primary and Special Election held on Tuesday, August 5, 1975.

Present: Beulah M. Rouse, Barbara J. Garlock, Raymond Totte, Sr., Peggy Bokovoy, and Theo Fulton—City Clerk—5.

Absent: Esther M. Niver and Albert Jones were out of town and replaced by Raymond Totte, Sr., and Barbara Garlock.

The Board canvassed the votes with the following results.

COUNCILMAN-AT-LARGE

The total number of votes cast for the office of Councilman-At-Large was 13,008 of which:

Louis F. Adado received 3,325 votes.

Richard J. Baker received 2,708 votes.

Joel I. Ferguson received 2,140 votes.

Joseph V. Gall received 2,090 votes.

Harold A. Moore received 1,855 votes.

Demetrio Saenz received 885 votes.

Scattered received 5 votes.

Louis F. Adado, Richard J. Baker, Joel I. Ferguson, Joseph V. Gall having received the largest number of votes cast be declared duly nominated.

PROPOSITION "A"

SALE OF PROPERTY — (Leshner Place)

The total number of votes cast for Proposition "A" (Sale of Property — Leshner Place) was 6,547 of which:

5,112 votes were cast in favor of the proposition

1,435 votes were cast against the proposition.

Whereas, Proposition "A" having received sufficient votes was passed.

PROPOSITION "B"

SALE OF PROPERTY — (4632 Pleasant Grove Rd.)

The total number of votes cast for Proposition "B" (Sale of Property—4632 Pleasant Grove Rd.) was 6,474 of which:

5,212 votes were cast in favor of the proposition

1,262 votes were cast against the proposition.

Whereas, Proposition "B" having received sufficient votes was passed.

PROPOSITION "C"

SALE OF PROPERTY — (South Lansing Community Hall)

The total number of votes cast for Proposition "C" (Sale of Property—South Lansing Community Hall) was 6,490 of which:

5,130 votes were cast in favor of the proposition

1,360 votes were cast against the proposition.

Whereas Proposition "C" having received sufficient votes was passed.

The meeting adjourned at 11:30 A.M.

In Witness Whereof, We have hereunto set our hands and affixed the seal of the City of Lansing this 6th day of August, 1975.

BEULAH ROUSE,
BARBARA J. GARLOCK,
RAYMOND TOTTE, SR.,
PEGGY BOKOVOY,
Board of Canvassers.

(S E A L)

THEO FULTON,

Clerk of Board of Canvassers.

F/B

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, August 25, 1975

CITY COUNCIL ROOMS

Lansing, Michigan

August 25, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Anas, Belen, Blair, Brenke, Ferguson, Gunther, McKane—7.

Absent: Councilman May—1.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Belen.

Pledge of Allegiance was given by Ms. Judi Warren.

The record of the previous session was approved as printed.

REVIEWING ASSESSMENT ROLLS NO. 252

(All projects are a part of the Hector Drain Area Storm and Sanitary Sewer Improvements.)

This is the time set for hearing appeals on the special assessment roll for construction of Storm Sewer on Dunlap St. from Logan St. to Atlas St.

The following persons spoke:

James Crawford, 925 W. Dunlap St.

Nick Lehman, 3005 S. Logan St.

Gerald Linn, 808 W. Dunlap St.

Ernest Nader, 817 W. Dunlap St.

Mary Crawford, 925 W. Dunlap St.

Lyle Sipe, 4002 Marland Dr. (owns property on Loa St.).

Mary McCormick, 1004 W. Dunlap St.

Ed. Heiser, 721 Loa St.

This is the time set for hearing appeals on the special assessment roll for construction of Storm Sewer on Stirling St. from Dunlap St. to Loa Street.

This is the time set for hearing appeals on the special assessment roll for construction of Storm Sewer on Loa Street from Logan St. to Atlas St.

This is the time set for hearing appeals on the special assessment roll for construction of Storm Sewer on easement from Logan St. south 340 ft. to existing storm sewer.

This is the time set for hearing appeals on the special assessment roll for construction of Storm Sewer on Harold St. from Holmes Rd. south to serve Lots 29 and 30, Walter Holmes Rd. Subd. No. 1.

This is the time set for hearing appeals on the special assessment roll for construction of Storm Sewer on West Holmes Rd. from Lowcroft St. to Palmer St.

Bernard Baker, 724 W. Holmes Rd., spoke.

This is the time set for hearing appeals on the special assessment roll for construction of Storm Sewer on Lowcroft St. from W. Holmes Rd. to Mason St.

Nick Mollitor, 3630 Lowcroft St., spoke.

This is the time set for hearing appeals on the special assessment roll for construction of Storm Sewer on Rouse St. from Lowcroft St. to Schlee St.

This is the time set for hearing appeals on the special assessment roll for construction of Sanitary Sewer on Palmer Street from Berry St. to Dunlap St.

The following persons spoke:

Clitus Harrison, 3218 Palmer St.

Mrs. Dale Kinzler, 3118 Palmer St. presented petitions in opposition.

Nancy Hilliard, 3112 Palmer St.

Mrs. Morgan, 3224 Palmer St.

Pat Kelley, 3229 Palmer St.

Charles Oliphant, 3115 Palmer St.

Joseph Fliko, 3510 Palmer St.

This is the time set for hearing appeals on the special assessment roll for construction of Sanitary Sewer on Astor Street from Palmer St. east 408 feet.

This is the time set for hearing appeals on the special assessment roll for construction of Sanitary Sewer on Palmer Street from Holmes Rd. south to interceptor south of Rouse St.

Frank Rogers, 3418 Palmer, spoke and presented petitions.

Thomas Hernly, 3425 Palmer St., spoke.

(Petitions filed opposing construction of sewers.)

Referred to Committee on Public Service and Highways.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

RUBBISH HAULER—John Fenby, Floyd E. Harris, James Perry, Florence Stewart.

MECHANICAL DEVICE—Mustang Bar.

Referred to Committee on Ordinance and Contracts.

Summons filed in Circuit Court by Louise Clark vs. City of Lansing and R & H Shoe Store for injuries sustained due to fall on sidewalks.

Referred to City Attorney and Public Service Department.

Claim filed by Ken Brauer for damage to motorcycle due to hole in street.

Referred to City Attorney and Public Service Department.

Petitions filed for rezoning:

Z-39-75—

South $\frac{1}{2}$ of Lots 13 thru 24 of Penn-Cedar Subdivision, City of Lansing, Ingham County, Michigan, from "A" One Family Residence District to "DM" Multiple Dwelling District—(Property on Armstrong Rd.).

Z-40-75—

Lot 101, Supervisor's Plat of Prosperity Farms No. 1, City of Lansing, Ingham County, Michigan, from "A" One Family Residence District to "F" Commercial District—(4610 S. Logan St.).

Z-41-75—

Lots 5 and 6, Block 5, Assessor's Plat No. 20, City of Lansing, Ingham County,

Michigan, from "E-1" Drive-In Shop District to "F" Commercial District—(1440 South Pennsylvania Ave.).

Referred to Planning Board.

Request for special use permit SUP-11-75—522 Maple St. (Day Care Center).

Referred to Planning Board.

Petition filed for CG-1-75—Curb and Gutter on Theodore St. from Comfort St. to Hapeman St.

Referred to Department of Public Service.

Petition filed relative bumps on Logan St.—between Saginaw, Daleford, Hyland and intersection of Logan and Oakland St.

Referred to Department of Public Service, and Committee on Public Service and Highways.

Michigan Liquor Control Commission submits request from The Charcoal Galley, Inc., for transfer of all stock interest in 1975 Class "C" licensed corporation at 2627 N. East St. through sale of stock from sole stockholder Louis L. Coomes, to new stockholders Max W. Curtis, Max A. Lorencen, Joe Pentecost and J. C. Walters.

Referred to Committee on Ordinance and Contracts.

Request for special 24-hour liquor permit for Michigan Bankers Association—September 11, 1975—Civic Center.

Referred to Committee on City Affairs.

Letter from Richard W. Moore expressing gratitude for institution of the city-wide trash program.

Received and placed on file.

Letter from Joan Harrington relative renaming of the W. T. Grant Building.

Referred to Committee on Buildings and Properties.

Lansing Council of Veterans Organizations submits resolution passed in regard to the moving of the Michigan Veterans Trust Fund and its affiliated services from center of Lansing to north side of Lansing.

Referred to Committee of the Whole and Mayor.

Department of State Treasury—State of Michigan—State Boundary Commission

submits notice of meeting to be held on August 27, 1975, relative proposed annexation.

Referred to City Attorney, City Assessor, Mayor, Planning Department and Public Service Department.

Notice from Department of Natural Resources relative application of Frank Guerriero to build in floodway.

Received and placed on file with copy to Planning Board and Water Front Development Board.

Notices from Department of State Highways and Transportation submitting traffic control orders which controls parking on portions of:

US-27—Homer and Howards Streets—M-43.

Received and placed on file with copy to Traffic Department.

REPORTS OF COMMITTEES

The Committee on ORDINANCE AND CONTRACTS approves the following applications and bonds for licenses:

RUBBISH HAULERS—John Fenby, Floyd E. Harris, James Perry, Florence Stewart.

MECHANICAL DEVICE—Mustang Bar.

Signed:

LUCILE BELEN,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the request from Timothy Brogan and Brian Riley for transfer of ownership of 1975 Class "C" license at 1910 West Saginaw St. (White Spot Grill #2) from Vasil Dimittroff, reports as follows:

That said request be approved having received the signatures of all the required departments.

Signed:

LUCILE BELEN,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of the Michigan Bankers Association for permission to serve alcoholic beverages at a meeting on September 11, 1975, at the Civis Center, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Lauretta A. Cochrane for permission to close off portion of West Gier Street on September 1, 1975, from 2 p.m. to 2 a.m., for a block party, reports as follows:

That permission be granted to close the street from 2 p.m. to 2 a.m. The Committee further recommends that the Police, Fire, Traffic Engineer, and Public Service Departments be made aware by copy of this committee report, and also that the Public Service Department be requested to furnish the necessary barricades for the street closing.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
Committee on City Affairs.

By Councilman Ferguson—

That the time read "from 2:00 p.m. to 11:00 p.m."

Carried.

By Councilman Ferguson—

That the report of the Committee be adopted as amended.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

City Treasurer submits report on condition of funds in the treasury as of July 31, 1975.

Received and placed on file.

August 20, 1975

To the Honorable Mayor and

Members of the City Council

Lansing, Michigan

Gentlemen:

I herewith report that I have submitted to the City Assessor an itemized list of trees cut and removed from private properties in the amount of \$512.00, for the year 1975, for special assessment on Tax Roll T-31.

Respectfully submitted,

JAMES W. KZESKI,
Building Commissioner,
City of Lansing.

Received and placed on file.

August 21, 1975

To the Honorable Mayor

and Members of the Council

Gentlemen:

In accordance with your order of August 21, 1975, I am submitting herewith supplement special assessment roll No. 253, based on estimated cost, for the purpose of constructing curb and gutter on Theodore Street between Comfort Street and Hape-man Street.

To Be Assessed\$1,913.73

Respectfully submitted,

PAUL S. CREEVEY,
City Assessor.

Received and placed on file.

August 20, 1975

The Honorable Gerald W. Graves

Mayor, City of Lansing—and

The Honorable City Council of Lansing

Dear Mayor and Council:

In early June vandals cut the lock from the siren control box and set off the siren

located at 1217 West Kalamazoo. Also, there was considerable damage done to the control box.

The siren was repaired and the controls were relocated in a heavy gauge steel box. The cost was \$435.85.

Unfortunately, last Monday night, vandals chiseled open the control box and set off the siren. The wires to the siren had to be cut, by the Board of Water and Light, to keep the siren from being set off.

Inspection of the siren revealed that there had been forcible entry into the control system. There is also evidence the vandals attempted to cut down the pole holding the siren.

Unless otherwise directed, it is my intentions to relocate the siren in a more suitable area. It is estimated it will cost nearly two thousand dollars to relocate the siren.

Most respectfully,

JAMES A. HOLCOMB,
Executive Director,
Department of Emergency
Operations.

Referred to Committee on Public Safety,
and Committee on Finance.

August 21, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is a proposed Agreement for the Construction of M-99 SB over the GTW & PC RR's and the Grand River at Oldsmobile Company, between the Michigan State Highway Commission and the City of Lansing, Permit No. 75-1026 X02 of 33011.

I would recommend that the Mayor and the City Clerk be authorized to sign this Agreement after the approval as to form by the City Attorney.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service
and Highways.

August 21, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

I have reviewed the petition of Martha C. Johnson and others, requesting exemption from the provisions of the ordinance pertaining to backyard burning.

I would recommend denial of this petition.

Attached is a copy of my letter to Mrs. Johnson explaining my recommendation.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to City Attorney, Fire Marshal
and Committee on Ordinance and Contracts.

August 19, 1975

Councilman Joel Ferguson, Chairman

City Affairs Committee

Lansing City Council

Dear Councilman Ferguson:

Attached is an application for a parade permit from the DELMAC '75 organization, scheduled for 8:00 A.M. on August 28, 1975. This is a group bicycling through Lansing, and has been approved by all necessary department heads.

Our Traffic Bureau estimates this will cost the City a total of \$112.20, which represents four police officers, one supervisor and five vehicles for 2½ hours.

This is being forwarded to your committee for action.

Respectfully yours,

THOMAS W. O'TOOLE,
Chief of Police.

Referred to Committee on City Affairs.

REPORT OF COMMITTEE

The Committee on CITY AFFAIRS, to whom was referred the request of DELMAC '75 organization for permission to parade on city streets at 8:00 a.m., on August 28, 1975, reports as follows:

The Committee recommends permission be granted, the request having received the approval of the necessary department heads, and the Committee further recommends the parade be under the supervision of the Lansing Police Department.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

August 20, 1975

Councilman Terry McKane, Chairman

Public Safety Committee

Lansing City Council

Dear Councilman McKane:

The attached letter was presented at the regular meeting of the Police Board last evening, for informational purposes only, with a cover letter requesting approval of the Board for this department to pursue administrative control of the City's Data Center.

After discussion, the following action took place:

"Commissioner Schmidt: I move we give the Chief permission to present the letter to the Chairman of the Public Safety Committee.

"Supported by Commissioner Dillingham.

"Carried, unanimous."

Respectfully yours,

THOMAS W. O'TOOLE,
Chief of Police.

Referred to Committee on Public Safety.

August 21, 1975

Councilman Terry McKane, Chairman

Public Safety Committee

Lansing City Council

Dear Councilman McKane:

Due to threats made upon the life of the Mayor and members of his family, it has been necessary to implement emergency security precautions on a temporary basis at the present time. These threats have occurred on several occasions in the past and as recently as August 5 and 7, 1975, when it became necessary to reassign officers from the field to a security detail.

It is recommended that a permanent security program be established to minimize the possibility of death or injury to the Mayor and his family or a disruption in City Government Activities.

A permanent security program would

require the hiring of additional police officers for field duty to replace officers permanently assigned to the security program, provide for the costs of building modifications, and/or the costs of alarm systems.

Attached are five (5) alternative proposals of which Proposal I provides the maximum amount of protection. Subsequent proposals provide less protection with an increase in the risk probability.

It is necessary to take prompt action in this matter.

Sincerely,

THOMAS W. O'TOOLE,
Chief of Police.

Referred to Committee on Public Safety.

August 21, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: B-75-392 Golf Course Maintenance Equipment

Gentlemen:

Two bids for golf course maintenance equipment were opened at 3:00 P.M., E.D.T. Tuesday, August 19, 1975:

Three Unit Gang Mower

W. F. Miller Company\$2,012.50

Spartan Distributors, Inc. 2,160.00

Greensmower

W. F. Miller\$ 879.00

Spartan Distributors, Inc. 725.00

Aerator

W. F. Miller CompanyNo Bid

Spartan Distributors, Inc.\$3,157.00

We recommend acceptance of the low bid submitted by Spartan Distributors, Inc., on the Aerator for a total delivered price of \$3,157.00. We also recommend acceptance of the low bid submitted by the W. F. Miller Co. on the three-unit gang mower for a total delivered price of \$2,012.50 and the second low bid on the greensmower for a total delivered price of \$879.00. The low bid on the greensmower from Spartan did not meet specifications. Terms for all items: Net 30 Days.

Respectfully submitted,

VAUGHAN L. McKINCH,
Purchasing Director,

THEODORE J. HASKELL,
Parks and Recreation
Director.

Referred to Committee on Parks and Recreation.

REPORT OF COMMITTEE

The Committee on PARKS AND RECREATION, to whom was referred the recommendation of the Purchasing Director and the Director of Parks and Recreation to accept the low bid submitted by Spartan Distributors, Inc., on the Aerator for a total delivered price of \$3,157.00, and acceptance of the low bid submitted by the W. F. Miller Co. on the three-unit gang mower for a total delivered price of \$2,012.50 and the second low bid on the greensmower for a total delivered price of \$879.00, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Director of Parks and Recreation.

Signed:

JAMES D. BLAIR,
JOEL I. FERGUSON,
TERRY J. McKANE,
Committee on Parks and
Recreation.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

August 21, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: B-75-394 Flail Mowers and
Earthcavators

Gentlemen:

Four bids for flail mowers and earthcavators were opened at 3:00 P.M., local time in effect on Tuesday, August 19, 1975.

Item A

AIS Construction Equip. Corp.....	\$4,468.90
Morton Ford Tractor, Inc.	4,840.00
Paty's, Inc.	4,725.00
Wm. F. Sell & Sons, Inc.	5,169.65

Item B

AIS Construction Equip. Corp.	\$1,750.00
Morton Ford Tractor, Inc.	1,396.00
Paty's, Inc.	No Bid
Wm. F. Sell & Son, Inc.	1,531.78

We recommend acceptance of the low bids submitted by AIS Construction Equip. Corp. on Item A for \$4,468.90 and Morton Ford Tractor, Inc., on Item B for \$1,396.00.

Respectfully submitted,

VAUGHAN L. McKINCH,
Purchasing Director,

THEODORE J. HASKELL,
Parks and Recreation
Director.

Referred to Committee on Parks and Recreation.

REPORT OF COMMITTEE

The Committee on PARKS AND RECREATION, to whom was referred the recommendation of the Purchasing Director and the Director of Parks and Recreation that the low bids submitted by AIS Construction Equip. Corp. on Item A for \$4,468.90 and Morton Ford Tractor, Inc., for Item B for \$1,396.00, for Flail Mowers and Earthcavators be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Director of Parks and Recreation.

Signed:

JAMES D. BLAIR,
JOEL I. FERGUSON,
TERRY J. McKANE,
Committee on Parks and
Recreation.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

August 15, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: B-75-388 Ticket Dispensers

Gentlemen:

Three bids for ticket dispensers were opened at 3:00 P.M., E.D.T. on Tuesday, August 5, 1975.

We recommend acceptance of the low bid submitted by Carrier & Gable, Inc., in the amount of \$5,988.82. Terms: Net 30 Days.

Respectfully submitted,

VAUGHAN L. MCKINCH,
Purchasing Director,

RAYMOND O. SEVERY,
Traffic Engineer.

Referred to Committee on Public Safety.

REPORT OF COMMITTEE

The Committee on PUBLIC SAFETY, to whom was referred the recommendation of the Purchasing Director and the Traffic Engineer that the low bid submitted by Carrier & Gable, Inc., for the purchase of Ticket Dispensers in the amount of \$5,988.82 be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Traffic Engineer.

Signed:

TERRY J. MCKANE,
JOHN T. ANAS,
WILLIAM A. BRENKE,
JOEL I. FERGUSON,
Committee on Public Safety.

By Councilman McKane—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

August 21, 1975

Honorable Mayor and

Members of City Council

Gentlemen:

The Lansing Park Board at their July meeting conducted its election of officers for 1975-76.

By unanimous vote Mr. Justin G. English was re-elected President, and Mr. John F. Powers re-elected Vice-President.

Sincerely,

THEODORE J. HASKELL,
Director of Parks and
Recreation.

Received and placed on file.

August 25, 1975

Honorable Mayor Gerald W. Graves and

Members of the Lansing City Council

City Hall

Lansing, Michigan 48933

Subject: Second Flood of 1975

Dear Mayor and City Council,

On Thursday, August 21, 1975, the City of Lansing faced another tragedy—the second flood of 1975. As in April of this year, the area most affected by the flood was the Urbandale-Frandor area. Just two days prior, residents in the area received letters from H.U.D. notifying them that their loans had been approved to pay for rehabilitation of their homes. Residents purchased major items such as new furnaces and other major appliances damaged by the flood. Once again, they must face the heartache of revamping homes to a livable state.

The intensity of Thursday's rain and the flash flooding, and subsequent power failure, short circuited the power to the East Side service pumping station, creating chaos once again. Sewers backed up and basements were once again flooded. Beginning at 5:30 p.m., after the power was shut off at the station, my wife and I received in excess of 20 phone calls from citizens of the Urbandale-Frandor area, asking that I come and look at the damage created by the flood. In surveying the area, I could not help but become infuriated with this situation. It is senseless what has happened to these people.

I can no longer accept excuses that there is nothing the city can do to solve this problem. There must be an alternative solution to the present, inadequate, pumping system in the East Side. If the city can "find" 150 thousand dollars to widen a ditch in the Southend of Lansing where few people live, then we must take fast action to produce and implement workable solutions. It appears that we, as legislators, have misplaced our priorities if we prioritize a ditch above human problems.

I contend that an investigation should be made as to the feasibility of utilizing a portion of the last three years of Community Development funds to buy out and relocate those families located in the low lying flood plain areas. Since we do have an existing relocation program, designed to accommodate families who meet H.U.D. guidelines, and Community Development funds are provided specifically to make improvements within communities such as Urbandale, it only makes good sense to include the Urbandale-Frandor area in the Community Development Plan.

I personally request that Mayor Graves work with the Public Service Board to investigate the problems affecting residents within the Urbandale-Frandor area. I

recommend that he provide the City Council with an analysis of the underlying problems in said area and submit strong recommendations within 30 days.

I am confident that the Mayor's office, the Public Service Board and others working together can work out a viable solution, to the benefit of residents in the Urdandale-Frandor area.

Respectfully submitted,

JAMES D. BLAIR,
Councilman At Large.

Referred to Committee of the Whole.

August 21, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council

Tenth Floor—City Hall

Lansing, Michigan

Dear Mr. Mayor Pro-Tem and
Council Members:

After 54 years of gathering dust, the spirit of the 1921 Master Plan for the development of Lansing's waterfront started to become a reality this past Thursday, when construction of the Riverfront Park and the City Market access road officially commenced. Hopefully, the Riverfront Park will not only be an area of great enjoyment for Lansing's residents, but it will also become a symbol and a reminder that the Capital City needs ever to improve if it is going to continue to be a Great City in which to live, play and work.

In conjunction with the major green area that the Riverfront Park will provide will be the continuing improvements at Community College, including a major parking ramp, the construction bids for which should be received on August 25, and hopefully the Offers for Development the City of Lansing should receive, shortly, for the area bounded by the Grand River on the West, Saginaw Street on the North, Cedar Street on the East and Shiawassee Street on the South. In regard to this area, please be advised that I have in the past several weeks, in cooperation with the Department of Housing and Redevelopment, forwarded more than 350 individually typed letters to various businesses, finance houses and developers. In addition, 282 personal contacts have been made by my office, and especially by Mr. Elmer Smith of the Department of Housing and Redevelopment, encouraging use of the land. Thus far, I am encouraged by the efforts and responses.

Barring future staggering interest rates and mortgage problems, I am confident that the land boundaries already described have great potential for new development. From time to time, you will be kept informed as to progress.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

August 21, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

For your information, I am submitting the following statistics regarding the Voluntary Refuse Pick-Up Program recently instituted by the City of Lansing:

Period:	8/4/75 to 8/11/75	8/11/75 to 8/18/75
No. of Refuse Bags Sold:	69,544	31,184
Total Sales to Date:	120,856	152,040
Refuse Packer Stops:	7,583	11,091
Percent of Total:	21.7	31.1
Total Bags Collected:	18,958	27,921
Average Bags/Stop:	2.5	2.5
Landfill Trips:	41	45

It is interesting to note that for the second week of operation there were 3,508 more stops made by the refuse packers than in the first week, and during the second period there were 8,968 more refuse bags collected than in the first. Too, resident use has increased from 21.7% in the first week to 31.1% in the second.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

August 21, 1975

Hon. Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

Attached is a copy of a communication I forwarded to you on June 23, 1975, which deals with my recommendations for not

only assisting local businesses and industries to remain in the City of Lansing, but to, also, assist them to expand and add new positions of employment. To date, you have not acted upon that recommendation. Too, you have not, as of this date, acted upon my recommendation of May 27, regarding the establishment of an Economic Development Corporation. Therefore, I am once again urging your immediate attention to both of the issues.

During the past several months, my staff, and that of the Planning Department, have worked long hours in assisting prospective buyers of Diamond-Reo Trucks, Inc., the Olds Plaza Hotel, and others in an attempt to secure extended, low-interest mortgage assurances, the purpose being to not only retain what is here, but to improve them. We have been successful in one major instance, and we are awaiting a reply from the Federal government on another submission. Within the next several weeks, we will be assisting two additional industries, one of which has the potential of merging four corporations into one, with the corporate office being moved from another area into our own City. Beyond that are several other businesses and industries waiting for formal meetings to commence. It is obvious that you must proceed at a faster pace than shown to date, or some of our future efforts may be in vain. In addition to my communication of June 23, I am attaching supporting communications, regarding the aforementioned, from the Lansing Regional Chamber of Commerce, Lansing/Tri-County Regional Manpower Administration, Greater Lansing Board of Realtors, Office of the General Manager of Oldsmobile, Michigan National Bank, Bank of Lansing, and American Bank & Trust. Verbal support has, also, been received from Robert Niblock, International Representative, UAW.

Further, based on the communication forwarded to you by my office on May 27, 1975, your follow up action, and upon the strong actions of the counties of Ingham, Clinton and Eaton, and the Tri-County Regional Planning Commission, the Economic Development Administration (EDA), an agency of the U. S. Department of Commerce, has designated the tri-county as a redevelopment area, effective August 15. The designation means that all local governments working through the counties can now apply for grants and loans to increase employment and to improve the region's economic base. As a minimum, the Federal government will pay 50% of the cost of approved projects, but the other half must come from local sources. Projects submitted for funding must either increase employment, or establish new industries and businesses to diversify the economy and stabilize employment. Future action on the part of the City of Lansing, and the counties of Ingham, Clinton and Eaton, can result in the federal funding share being increased to 60% of the total cost of each project.

The aforementioned is important. How-

ever, the value will be substantially diminished if you do not act, and act soon. Therefore, I am requesting that you immediately assign the Program Coordinator, the City Attorney, a staff member of the Planning Department and a representative of my office to assist you in your deliberations and efforts.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

August 21, 1975

Hon. Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

Attached is a communication from Norman L. Traeger, Chairman of the Board of Directors, USA, 904 E. Broad Street, Columbus, Ohio, as addressed to my office. In the communication, Mr. Traeger advises that his organization has committed over one-half million dollars to the roller skating center now being constructed at the corner of Logan and Holmes and, further, he is concerned that the City of Lansing might install a City roller rink in the old Topps Department Store, if the City should buy the building.

Mr. Traeger is seeking information about the proposed recreation the City Council is contemplating, if purchase of the old Topps Department Store is finalized. Considering the private investment being made by USA at the corner of Logan and Holmes, and a second rink to be installed with private funds by that organization in the City of Lansing within the next 12 months, I can very well understand his concern. However, I am advised by the Department of Parks and Recreation that so far no uses or programs are designated because of the want of an architect, and the lack of detailed information. This not only comes to me as a total surprise, but it leads me to believe that the Department of Parks and Recreation is in no way privy to the Council plans for the old Topps building.

Therefore, I have attached a copy of the communication from Mr. Traeger with hopes that you will provide him with the information he is seeking. His organization is making a tremendously large private investment, and expects to make another future large investment. It is his right to receive the information requested. I trust you will provide that detail to him.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

**THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON ANY OF THE
FOLLOWING RESOLUTIONS. YOU MAY
SPEAK ONLY FOR 3-MINUTES ON ANY
ONE RESOLUTION.**

No person spoke.

RESOLUTIONS

By Committee on Public Service
and Highways—

Resolved by the City Council of the City
of Lansing:

That the proposed Agreement between
the Michigan State Highway Commission
and the City of Lansing, for the Construc-
tion of M-99 SB over the GTW & PC RR's
and the Grand River at Oldsmobile Com-
pany, Permit No. 75-1026 X02 of 33011, be
approved, and

Be It Further Resolved that the Mayor
and City Clerk be authorized to sign this
Agreement upon the approval as to form
by the City Attorney.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

APPLICATION TO WITHHOLD FROM SALE

Whereas, the following described land(s)
in Ingham County:

Lot 21, Assessor's Plat No. 42, City
of Lansing—(1216 W. Hillsdale St.)

were deeded to the State of Michigan on
the 5th day of May, 1975, through non-
redemption from the country treasurer
May 6, 1974 tax sale.

Whereas, said lands are now under the
jurisdiction of the Department of Natural
Resources and may be withheld from the
first sale at which they are scheduled to
be offered for the purpose of redemption
on behalf of the former owner as provided
for in Section 131c of Act 206, Public Acts
of 1893, as amended.

Now, Therefore, Be It Resolved by the
City of Lansing that application is hereby
made to the Department of Natural Re-
sources to withhold said lands from sale,
and,

Be It Further Resolved that said City of
Lansing does hereby authorize the county
treasurer to collect all delinquent taxes on
said lands if application is made by the
owner thereof during the period for which
said lands are withheld from sale by this
application.

CERTIFICATION

I hereby certify that the above is a true
and correct copy of a resolution offered
and adopted by the City of Lansing on the
25th day of August, 1975.

THEO FULTON,

Clerk of City of Lansing,
9th Floor—City Hall,
Lansing, Michigan.

Adopted by the following vote:

Unanimously.

By Committee on Public Service
and Highways—

Resolved by the City Council of the City
of Lansing:

That the City Assessor be, and he is
hereby directed to spread on the December,
1975 tax rolls, the cost of cutting weeds
in the year 1975, in the amount of \$575.00,
as reported this date by the Building Com-
missioner.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City
of Lansing:

That the attached listing of all encum-
brances outstanding at June 30, 1975, and
chargeable to the 1974-75 budget as sub-
mitted by the Mayor in the amount of
\$556,502.10, be approved.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and
Properties—

Resolved by the City Council of the City
of Lansing:

Whereas, the City of Lansing obtained
property commonly known as Lawler Court
as a public way by quit claim deed on
June 19, 1973, legally described as fol-
lows:

Com 26.5 ft N of SE cor Lot 4, th
W 247.5 ft—N 29.5 ft—E 158.5 ft—

S 16.5 ft—E 89 ft—S 23 ft to beg.
Block D. Sub of Blks 26 & 27;

and

Whereas, prior to the City obtaining such property, the delinquent 1969 taxes had been purchased by John L. Leighton, Jr., and pursuant thereto he now claims \$58.85 for such taxes and has agreed to quit claim his interest to such property and surrender the 1969 tax deed to such property upon payment of the aforesaid sum; now, therefore, be it

Resolved, that \$58.85 shall be paid to John L. Leighton, Jr., by the City of Lansing and the Controller is directed to provide to the City Attorney a check made out to said John L. Leighton, Jr., for such sum to be transmitted in exchange for the proper document from Mr. Leighton to relinquish his cloud on the title to the aforesaid property; and it is

Further Resolved, that said aforesaid property be and is hereby acknowledged as having been accepted by the City as a public way.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the United States of America have entered into an agreement to plan and develop a Community Development Program; and

Whereas, the Lansing Community Development Plan provides for day care services through Resurrection Eastside Day Care Center, Incorporated; and

Whereas, the City of Lansing, through the Human Resources Department, desires to enter into a new Contract (PN-85) with Resurrection Eastside Day Care Center, Incorporated to perform certain services and activities for the period effective from August 1, 1975 through October 31, 1975; and

Whereas, the City of Lansing, through the Human Resources Department, agree to provide the sum of Nineteen Thousand Nine Hundred Thirty-One and 00/100 Dollars (\$19,931.00), which shall constitute full and complete compensation to Resurrection Eastside Day Care Center, Incorporated for their full and complete performance of said Contract; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed new Contract on behalf of the City of Lansing contingent upon approval as to form by the City Attorney and certification

as to the availability of funds by the Director of Finance.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, on June 30, 1975, the City Council of the City of Lansing, unanimously approved a proposed Contract between the Human Resources Department and New Way In, Incorporated for a Young Adult Offender Program (PN-142-B) effective for one (1) year from July 1, 1975 through June 30, 1976, to be funded in the amount of Ten Thousand Three Hundred Twenty-Seven and 00/100 Dollars (\$10,327.00) from CDA residual allocations; and

Whereas, said proposed Contract was vetoed by the Mayor on July 2, 1975; and

Whereas, said veto was overridden by the City Council on July 7, 1975; and

Whereas, through an administrative oversight, said Contract has not been executed; and

Whereas, the City of Lansing, through the Human Resources Department, and New Way In, Incorporated mutually desire to amend said Contract from Ten Thousand Three Hundred Twenty-Seven and 00/100 Dollars (\$10,327.00) to Nine Thousand Nine Hundred Eighty-Four and 00/100 Dollars (\$9,984.00), said amount to be utilized as a match allocation of the Office of Criminal Justice Programs Grant No. OCJP-19771-1E76 Subgrant; and

Whereas, this subsequent Contract, effective from July 1, 1975 through June 30, 1976, shall stand in place of the proposed Contract initially approved on June 30, 1975, but which was not executed; and

Whereas, the City of Lansing, through the Human Resources Department, and New Way In, Incorporated, desire to contract with the State of Michigan, Office of Criminal Justice Programs for L.E.A.A. grant No. OCJP-19771-1E76 for a total grant of Ninety-Nine Thousand Eight Hundred Fifty-One and 00/100 Dollars (\$99,851.00); now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed Contract on behalf of the City of Lansing after approval as to form by the City Attorney and after certification as to the availability of funds by the Finance Director of the City of Lansing and the CD Fiscal Officer; and be it

Further Resolved, that the Mayor and City Clerk are hereby directed to sign on behalf of the City of Lansing, the State

of Michigan, Office of Criminal Justice Programs Grant No. OCJP-19771-1E76 Subgrant Contract; and be it

Further Resolved, that the amount of Nine Thousand Nine Hundred Eighty-Four and 00/100 Dollars (\$9,984.00), which shall be the compensation of this subsequent Contract, shall constitute the full and complete amount of match allocation for said grant.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Brenke, Ferguson, Gunther, McKane—6.

Nays: Councilman Blair—1.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the United States of America have entered into an Agreement to plan and develop a Community Development Program; and

Whereas, the Lansing Community Development Plan provides for recreational services through the Michigan Capitol Girl Scout Council, Inc.; and

Whereas, the City of Lansing, through the Human Resources Department, entered into a Contract (PN-81) with the Michigan Capitol Girl Scout Council, Inc., effective from July 1, 1975 through August 30, 1975 in the amount of Five Thousand and 00/100 Dollars (\$5,000.00); and

Whereas, the City of Lansing, through the Human Resources Department, and the Michigan Capitol Girl Scout Council, Inc., mutually desire to revise the budget of said Contract for the period between July 1, 1975 and August 30, 1975 as follows:

FROM

Arts & Crafts Supplies (Acct. No. 9319)

\$200.00

TO

Food Supplies (Acct. No. 9411);

now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed Contract on behalf of the City of Lansing after approval as to form by the City Attorney and after certification as to the availability of funds by the Director of Finance of the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the City Demonstration Agency, has, from time to time, entered into Contracts for Dental Services (PN 117), Project Listen (PN 10), Spanish Newspaper (PN 11), Spanish Library (PN 26), Spanish Radio (PN 34R), P.R.I.C.E. (PN 50), Career Education (PN 60), Indian Center (PN 38), Boy Scouts (PN 66); Legal Services (PN 18), and Jail Rehabilitation (PN 39); and

Whereas, the City of Lansing, has, from time to time, entered into Contracts for said services with the Lansing School District, El Renacimiento, Sol de Aztlan, Michigan Indian Benefit Association, Ingham County, Greater Lansing Legal Aid Bureau, and Boy Scouts of America; and

Whereas, the City of Lansing, through the Human Resources Department, desires to extend said Contracts for continued use of this equipment as purchased through Model Cities funds for continuity of these previously contracted services; now, therefore, be it

Resolved, that said Contracts are extended from August 31, 1975 to September 30, 1975 for the sole purpose of continued use of the equipment purchased through Model Cities funds so that continuity of services may occur.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency and New Way In, Incorporated, entered into a Contract on February 8, 1974, effective from March 24, 1974 through March 24, 1975; and

Whereas, pursuant to said Contract as amended on September 24, 1974, and amended and extended through March 31, 1975 on December 20, 1974, and again amended on March 21, 1975, and again amended and extended through April 30, 1975 on April 10, 1975, the City of Lansing, through the Lansing City Demonstration Agency agreed to pay New Way In, Incorporated, a total not to exceed \$7,018.00 and in accordance with budgetary provisions of the Contract; and

Whereas, Layton & Richardson, P.C., Certified Public Accountants, have determined that, although total expenditures have not exceeded the total Contract budget, there were certain budgetary allocations which were exceeded and which must

be ratified, and approved by City Council of the City of Lansing, as follows:

Account Name	Budget*	Actual*
9201 Mileage	\$ 72.00	\$ 73.00
9305 Renovations	—0—	34.00
9307 Utilities	90.00	160.00
9401 Office Supplies	48.00	63.00
9411 Food	630.00	659.00
9057 Fringe Benefits	689.00	540.00
TOTAL	\$1,529.00	\$1,529.00

*These figures represent 5% of the total combined budget provided with C.D.A. funds; the remaining 95% were provided by State of Michigan Office of Criminal Justice programs, L.E.A.A. Grant No. 10231-2A73.

Now, Therefore, Be It Resolved, that the City of Lansing hereby authorizes and ratifies the expenditures and transfers of New Way In, Incorporated, as delineated above.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Brenke, Ferguson, Gunther, McKane—6.

Nays: Councilman Blair—1.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, on August 11, 1975 the City Council unanimously resolved to place the question of charter revision on the November 4th ballot; and

Whereas, the City Council further resolved that at said election the electorate should select nine charter commissioners; and

Whereas, State law requires that prior to the election of said commissioners the Council shall establish the first meeting place, the compensation of its members and the money for the expenses of the commission; now, therefore, be it

Resolved, that said commissioners receive \$25.00 per diem to be paid for each regular charter commission meeting attended, but not to exceed ninety (90) such meetings; and be it further

Resolved, that a budget for expenses be established in the following amounts:

Stenographic Services	\$5,000.00
Consultation and Drafting	15,000.00
Committee Expenses, postage and Stationery	2,000.00

Publication of Proposed Charter	4,000.00
Compensation as provided	20,250.00
TOTAL	\$46,250.00

and be it further

Resolved, that the total budget, in the amount of \$46,250.00, be transferred from the emergency fund to an account to be established for the Charter Revision Commission; and be it further

Resolved, that additional clerical secretarial help will be made available to the Commission by city departments upon their request, and that if requested all department heads will provide such information, expertise, and research as is requested by the Commission.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows:

\$68,100.00 from Capital Improvement Bldg. Fund
A/C 101-936-491-975

\$68,100.00 to Tennis—Ice Complex—
City Share
A/C 101-936-536-974

\$ 500.00 from Reserve for Emergencies
A/C 101-941-000-963

\$ 500.00 to Grand River Frontage—
St. Joe
A/C 101-936-646-971

\$ 3,500.00 from Potter Park River Improvement
A/C 249-936-442-974

\$ 3,500.00 to C.B.D. Docking Facility
—River Street River Improvement
A/C 249-936-444-974

\$ 2,000.00 from Estimated Revenue—Service Garage Fund (640-676.08—Traffic Equipment Rental)
A/C 640-000-000-160

\$ 1,000.00 to Operating Supplies
A/C 640-969-000-740

1,000.00 to Equipment Maintenance—Service Garage Fund—Traffic Dept.
A/C 640-969-000-943

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

JOHN T. ANAS,
TERRY J. McKANE,
JAMES D. BLAIR,
WILLIAM A. BRENKE,
JACK D. GUNTHER,
Committee on Finance.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT I

By Committee on Public Service
and Highways—

Resolved by the City Council of the City
of Lansing:

That it is hereby determined to be a public necessity to construct curb and gutter in Theodore Street from Comfort Street to Hapeman Street as petitioned. (See Petition C & G No. 1 on file with the City Clerk.) Signed by owners of 50.00045 percent of the benefited frontage. Signed by 50 percent of the benefited owners.

That the Department of Public Service be and hereby is directed to cause to be prepared so far as necessary, diagrams and plats of the whole of said district, and/or plans and specifications for such project, and is further directed to estimate in detail the cost of said project, and furnish said information to the Council.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT II

By Committee on Public Service
and Highways—

Resolved by the City Council of the City
of Lansing:

That the plans and specifications returned by the Department of Public Service in pursuance of the resolution of this Council,

Assessment Roll No. 253—C & G

P.S. No. 25038-A

Property Benefited: All lands fronting on Theodore Street from Comfort Street to Hapeman Street, excepting all public streets and alleys and other lands deemed not benefited.

be received, approved and placed on file.

The Engineer's estimated expense of said improvements are as follows:

Project No.—P.S. 58016

Assessment Roll No. 253—Supplementary
Intersection and City

Contribution\$ 0.00

Assessable to Property Owners.. 1,913.73

Total Project Cost\$1,913.73

This project is to be included as part of the 1975 Curb and Gutter Contract, P.S. 58016.

That the City Assessor be, and is directed, to make special assessment installment rolls, based upon bids to be received and other related costs of construction, and return same to the City Council.

I hereby certify that funds are available and encumbered for the City of Lansing's share of said project.

JAMES W. DOWSETT,

City Controller.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT III

By Committee on Public Service
and Highways—

Resolved by the City Council of the City
of Lansing:

That the special assessment roll for curb and gutter:

Assessment Roll No. 253—Supplementary

P.S. 25038-A—C & G

Property Benefited: All lands fronting on Theodore Street from Comfort Street to Hapeman Street, excepting all public streets and alleys and other lands deemed not benefited.

The revised estimated expense of said improvements based upon construction bids are as follows:

Project No. P.S. 50816

Assessment Roll No. 253—Supplementary
Intersection and City

Contribution\$ 0.00

Assessable to Property Owners.. 1,913.73

Total Project Cost\$1,913.73

This project is to be included as part of the 1975 Curb and Gutter Contract, P.S. 58016.

returned by the City Assessor be received and placed on file, and the City Clerk be directed to publish a notice thereof by publication in a local newspaper five days in accordance with Section 28-17, of Chapter 28 of the Code of Ordinances.

Resolved Further, that the City Council

will meet at the Council Rooms on Monday, the 8th day of September, 1975, at 7:30 o'clock p.m., for the purpose of reviewing said assessment roll.

I hereby certify that funds are available and encumbered for the City of Lansing's share of said project.

JAMES W. DOWSETT,

City Controller.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT IV

By Committee on Public Service
and Highways—

Resolved by the City Council of the City of Lansing:

That the special assessment roll for Sanitary Sewer:

Assessment Roll No. 250—Supplementary

P.S. 73013—Sanitary

Property Benefited: All lands fronting on S. Waverly Road (west side) from existing manhole at 6048 S. Waverly Road south to serve 6050 S. Waverly Road, excepting all public streets and alleys and other lands deemed not benefited.

Assessment Roll No. 250—Supplementary

Property Benefited: All lands fronting on Stabler Street from Fenton Street south approximately 285 feet, excepting all public streets and alleys and other lands deemed not benefited.

as returned by the City Assessor be and the same is hereby ratified and confirmed, and the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to collect said tax on or before the 24th day of November, 1975.

These projects are to be included as part of the Hamelon, Aurelius and Other Storm and Sanitary Sewers Contract, P.S. 58020.

Adopted by the following vote:

Unanimously.

ZONINGS

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 18th day of November, 1958, in the

following particulars, viz:

That property described as:

Z-31-75—1313 Mary Avenue,

be rezoned from "J" Parking District to "D" Apartment District and the "Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 15th day of September, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 18th day of November, 1958, in the following particular, viz:

That property described as:

Z-32-75—1003 Westmoreland Avenue,

be rezoned from "B" One Family Residence District to "C" Two Family Residence District and the "Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 15th day of September, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 18th day of August, 1975, this Council was petitioned to change the following described property from "B" One Family Residence and "J" Parking Districts to "A" One

Family Residence District, all as set forth in the Zoning Code of this city,

Whereas, the property involved is described as:

Z-35-75—2800 block Pleasant Grove Road,

more particularly described as:

Commencing 215.76 feet south of the northeast corner of the northeast $\frac{1}{4}$ of the southeast quarter of Section 30, T4N, R2W, running thence west 330 feet, thence south 146 feet, thence east 330 feet, thence north 146 feet to the place of beginning; and,

Commencing from the southwest corner of the above described parcel, thence north 361 feet to the northeast $\frac{1}{4}$ section line, thence west along said section line 247 feet, thence south 662 feet to the rear of lots fronting upon Dunlap Street, thence east along said rear lot line 48 feet plus or minus, thence north 301 feet, thence east 199 feet, plus or minus to the point of beginning,

from "B" One Family Residential District and "J" Parking District to "A" One Family Residential District.

Whereas, the Council of the City of Lansing, at their meeting of August 18, 1975, referred this rezoning application to the Planning Board for consideration and report; and

Whereas, the Planning Committee of Council has given further review to this application and believes that the zoning change should be postponed for further study;

Now, Therefore, Be It Resolved that the Council of the City of Lansing rescinds their action of August 18, 1975, and requests that no further action be taken at this time.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$7,677,568.74.

Signed:

JOHN T. ANAS,
TERRY J. McKANE,
JAMES D. BLAIR,
WILLIAM A. BRENKE,
JACK D. GUNTHER,
Committee on Finance.

Adopted by the following vote:

Unanimously.

INTRODUCTION OF ORDINANCES

The following ordinances of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by:

- a. Repealing of sections 36-55 through 36-58 of Code and declaring same to be null and void and of no effect (Urban Redevelopment Board).

was introduced by Councilman Belen, read a first and second time by their titles, and referred to the Committee on Ordinance and Contracts.

By Councilman Belen—

Resolved by the City Council of the City of Lansing:

That the rule prescribed in Sec. 5.5 (g) of the Charter relative to considering business not on the agenda, be waived.

Carried.

REPORT OF COMMITTEE

The Committee on Ordinances and Contracts, to whom was referred a proposed ordinance of the City of Lansing providing that the Code of Ordinances be amended by adding an Article to be numbered III and by adding sections numbered 22-56 to 22-61, inclusive, to Chapter 22 of the Code providing for the control of public display of obscene materials, reports as follows:

That Meridian Township enacted an ordinance prohibiting the public display of obscene materials in such a manner that the material is easily visible from a public thoroughfare, sidewalk, mall, the property of others, or from the interior of places of business generally open to minors.

That the Meridian Township style of obscenity ordinance has been upheld by both the Ingham County Circuit Court and the appellate courts of the State.

That it is in the best interest of the City of Lansing that the public display of obscenity be prohibited within the City.

Therefore, it is recommended that said ordinance as amended be adopted by the City Council.

Signed:

LUCILE E. BELEN,
JACK D. GUNTHER,
Committee on Ordinances and
Contracts.

Family Residence District, all as set forth in the Zoning Code of this city,

Whereas, the property involved is described as:

Z-35-75—2800 block Pleasant Grove Road,

more particularly described as:

Commencing 215.76 feet south of the northeast corner of the northeast $\frac{1}{4}$ of the southeast quarter of Section 30, T4N, R2W, running thence west 330 feet, thence south 146 feet, thence east 330 feet, thence north 146 feet to the place of beginning; and,

Commencing from the southwest corner of the above described parcel, thence north 361 feet to the northeast $\frac{1}{4}$ section line, thence west along said section line 247 feet, thence south 662 feet to the rear of lots fronting upon Dunlap Street, thence east along said rear lot line 48 feet plus or minus, thence north 301 feet, thence east 199 feet, plus or minus to the point of beginning,

from "B" One Family Residential District and "J" Parking District to "A" One Family Residential District.

Whereas, the Council of the City of Lansing, at their meeting of August 18, 1975, referred this rezoning application to the Planning Board for consideration and report; and

Whereas, the Planning Committee of Council has given further review to this application and believes that the zoning change should be postponed for further study;

Now, Therefore, Be It Resolved that the Council of the City of Lansing rescinds their action of August 18, 1975, and requests that no further action be taken at this time.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$7,677,568.74.

Signed:

JOHN T. ANAS,
TERRY J. McKANE,
JAMES D. BLAIR,
WILLIAM A. BRENKE,
JACK D. GUNTHER,
Committee on Finance.

Adopted by the following vote:

Unanimously.

INTRODUCTION OF ORDINANCES

The following ordinances of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by:

- a. Repealing of sections 36-55 through 36-58 of Code and declaring same to be null and void and of no effect (Urban Redevelopment Board).

was introduced by Councilman Belen, read a first and second time by their titles, and referred to the Committee on Ordinance and Contracts.

By Councilman Belen—

Resolved by the City Council of the City of Lansing:

That the rule prescribed in Sec. 5.5 (g) of the Charter relative to considering business not on the agenda, be waived.

Carried.

REPORT OF COMMITTEE

The Committee on Ordinances and Contracts, to whom was referred a proposed ordinance of the City of Lansing providing that the Code of Ordinances be amended by adding an Article to be numbered III and by adding sections numbered 22-56 to 22-61, inclusive, to Chapter 22 of the Code providing for the control of public display of obscene materials, reports as follows:

That Meridian Township enacted an ordinance prohibiting the public display of obscene materials in such a manner that the material is easily visible from a public thoroughfare, sidewalk, mall, the property of others, or from the interior of places of business generally open to minors.

That the Meridian Township style of obscenity ordinance has been upheld by both the Ingham County Circuit Court and the appellate courts of the State.

That it is in the best interest of the City of Lansing that the public display of obscenity be prohibited within the City.

Therefore, it is recommended that said ordinance as amended be adopted by the City Council.

Signed:

LUCILE E. BELEN,
JACK D. GUNTHER,
Committee on Ordinances and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

ORDINANCES

By Councilman Belen—

The Committee reported that it had considered an ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by adding an article to be numbered III and by adding sections numbered 22-56 to 22-61, inclusive, to Chapter 22, providing for the control, within the corporate limits of the City of Lansing, of the public display of obscene material which depicts, portrays, represents, or describes nudity, sexual conduct, or sadomasochistic abuse, and recommended that the ordinance be passed as amended.

Carried.

ORDINANCE NO. 398 (Pornography Ordinance)

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by adding an article to be numbered III and by adding sections numbered 22-56 to 22-61, inclusive, to Chapter 22, providing for the control, within the corporate limits of the City of Lansing, of the public display of obscene material which depicts, portrays, represents, or describes nudity, sexual conduct, or sadomasochistic abuse, be placed on order of immediate passage, as amended.

Carried.

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by adding an article to be numbered III and by adding sections numbered 22-56 to 22-61, inclusive, to Chapter 22, providing for the control, within the corporate limits of the City of Lansing, of the public display of obscene material which depicts, portrays, represents, or describes nudity, sexual conduct, or sadomasochistic abuse, be now passed as amended.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 398

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, BE AMENDED BY ADDING AN ARTICLE TO BE NUMBERED III AND BY ADDING SECTIONS NUMBERED 22-56 TO 22-61, INCLUSIVE, TO CHAPTER 22, PROVIDING FOR THE CONTROL, WITHIN THE CORPORATE LIMITS OF THE CITY OF LANSING, OF THE PUBLIC DISPLAY OF OBSCENE MATERIAL WHICH DEPICTS, PORTRAYS, REPRESENTS, OR DESCRIBES NUDITY, SEXUAL CONDUCT, OR SADOMASOCHISTIC ABUSE.

The City of Lansing Ordains:

Section 1. That the Code of Ordinances of the City of Lansing, Michigan, be amended by adding an article to be numbered III and by adding sections numbered 22-56 to 22-61, inclusive, to Chapter 22, to read as follows:

Sec. 22-56. Definitions. For purposes of this article:

A. "Material" means any printed or written matter, visual representation, or sound recordings, and includes but is not limited to books, magazines, newspapers, pamphlets, motion picture films, pictures, photographs, drawing, sculptures and tape and wire recordings. Material which represents, depicts or portrays sexual conduct shall be judged without regard to any covering which may be affixed or printed over the material in order to obscure genital areas.

B. "Nudity" means uncovered or less than opaquely covered post-pubertal human male or female genitals, pubic areas, or buttocks.

C. "Obscene" means that material which the average person applying contemporary community standards would find, taken as a whole: (1) appeals to the prurient interest; and (2) portrays, represents, depicts, or describes in a patently offensive way nudity, sexual conduct, or sadomasochistic abuse as those terms are defined in this article; and (3) which taken as a whole does not have serious literary, artistic, political or scientific value.

D. "Person" means any individual, partnership, firm, association, organization, social club, fraternal organization, corporation or other legal entity whether organized for profit or not.

E. "Public Display" means the projecting or placing of any obscene material portraying, representing, depicting, or describing nudity, sexual conduct, or sadomasochistic abuse upon any viewing screen outside a completely enclosed building or theater, or on or in any newsstand, display rack, window, showcase, display case, or similar place in such a manner that said material is easily visible from a

public thoroughfare, from the property of others, from a common walk or mall, or from that portion of the interior of places of businesses generally open to minors.

F. "Sodomashochistic Abuse" means flagellation or torture by or upon a human as an act of sexual stimulation or gratification.

G. "Sexual Conduct" means any of the following actual or simulated acts of: (1) human sexual intercourse; (2) human or animal masturbation; (3) bestiality; (4) fellatio; (5) cunnilingus; (6) human excretory functions; (7) homosexuality; or (8) lesbianism.

Sec. 22-57. **Public Display of Obscene Material Prohibited.** It shall be unlawful for any person or any employee, agent or servant of such person to knowingly place upon public display any obscene material which portrays, represents, depicts or describes nudity, sexual conduct, or sado-masochistic abuse.

Sec. 22-58. **Same—Exceptions.** No part of this article shall apply to broadcasts or telecasts through facilities licensed under the Federal Communications Act or to the printed or written word unaccompanied by photographs, pictures, or drawings.

Sec. 22-59. **Penalty.** Every person or agent, employee or servant of such person who violates or refuses to comply with any section of this ordinance shall be guilty of a misdemeanor which, upon conviction, shall be punishable by a fine of not to exceed One Hundred Dollars (\$100.00) or by imprisonment for not to exceed ninety (90) days or both.

Sec. 22-60. **Separate Offenses.** Each day during which a violation of this ordinance continues, shall be deemed a separate offense.

Sec. 22-61. **Severability.** The sections, paragraphs, sentences, clauses and phrases of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this ordinance.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Request from Russell Lang to close Tulane between Post Oak and Autumn Lane on September 1, 1975, for block party.

Referred to Committee on City Affairs.

REPORT OF COMMITTEE

The Committee on CITY AFFAIRS, to whom was referred a request from Russell Lang of 2600 Tulane for permission to close Tulane between Post Oak and Autumn Lane on Labor Day, September 1, 1975, from 4 p.m. to 8 p.m., reports as follows:

The Committee recommends permission be granted and that the Public Service Department be directed to furnish the necessary barricades for the street closing. The Committee further recommends that by copy of this Committee Report, the Fire Department, Police Department, Traffic Engineer, and the Public Service Department be notified of the temporary street closing.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

By Councilman Blair—

Resolved by the City Council of the City of Lansing:

Whereas, under Section 5.4 of the Charter of the City of Lansing it is prescribed that Council shall appoint such Standing Committees as it may determine; and

Whereas, under the Model Cities Organization a special Liaison Committee was appointed to perform certain administrative and policy functions for the Council;

Now, Therefore, Be It Resolved that the Model Cities Liaison Committee is hereby dissolved; and,

Be It Further Resolved that the Council appoint a special Committee to be identified as the Community Development Liaison Committee and be it further resolved that this Community Development Committee shall consist of 5 Council members and shall review all matters pertaining to programs and scope of services.

Be It Further Resolved that all Contracts that are involved with fiscal matters will be processed through the Finance Committee prior to submission to the Community Development Liaison Committee for action.

By Councilman Ferguson (Belen)—

That this be referred back to the Committee of the Whole.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Brenke, Ferguson, Gunther, McKane—6.

Nays: Councilman Blair—1.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

That Councilman May be excused from the session.

Carried.

Chas. Thompson, 6263 S. Washington, and Geo. Weigant, 6252 S. Washington, spoke relative to water—same being caused by condition of city owned lot 11—Marywood Subd. on west side of Washington Avenue. Also house that was built by housing commission.

Referred to Department of Public Service and Housing Department.

The following persons from the East Side spoke relative to water and flooding conditions:

Gregory Bird, 648 S. Foster.

Lucile Wing, 710 S. Magnolia.

David Brakeman, 609 S. Foster.

Margaret May, who owns property on Francis, Magnolia and Hayford Sts.

Terry May, Eagle, Mich., who owns 4 houses in flood area.

Mary Goggin, 630 S. Foster.

Frank Basel, who owns property at 704 S. Foster.

Michael Brown, 233 S. Foster, spoke relative plugged catch basins at Francis and Prospect Streets—need cleaning. Also vacant house at Francis and Prospect.

Referred to Department of Public Service and Building Commissioners.

Mrs. Aldrich, 2417 Prospect St., spoke relative vacant house at Francis and Prospect Streets.

Referred to Building Commissioner.

Gregory Bird, 648 S. Foster, feels there should be a back-up at the pumping station on the east side when a power failure occurs.

Petition presented by Marge Teichmann, 204 S. Clemens, relative to traffic and asks for signs, etc.

Referred to Traffic Department.

Marge Teichmann, 204 S. Clemens, presented letter to Councilman May relative to street lights.

Referred to Board of Water and Light.

Chas. Jurasek, 3200 Reo Rd., spoke relative water and flooding in North Lansing at his business, 1217 Turner St.

Council adjourned at 10:50 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

August 25, 1975

F/M

CITY CLERK'S OFFICE
Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE
U. S. POSTAGE
PAID
Permit No. 1461
Lansing, Michigan

739

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, September 2, 1975

CITY COUNCIL ROOMS

Lansing, Michigan
September 2, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Anas, Belen, Blair, Brenke, Ferguson, Gunther, May, McKane—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Belen.

Pledge of Allegiance was given by Mike Vernon.

The record of the previous session was approved as printed.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

RUBBISH HAULER — Michael J. Wey.

SIGN ERECTORS—Michigan Mobile Signs, Universal Sign Co.

AUCTIONEER — Donald C. J. Cronk.

Referred to Committee on Ordinance and Contracts.

G. A. Steadman and Son., Inc., files final plat of Denali Park Subdivision with filing fee.

Referred to Planning Board and Public Service Board.

Claim filed by Mr. Bert Anderson for injuries sustained due to fall on sidewalk.

Referred to City Attorney and Public Service Department.

Petitions filed for rezoning:

Z-42-75—

Commencing at the Northwest corner of the Northeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of

Section 4, T3N, R2W, thence east 8 rods, thence south 20 rods, thence west 8 rods, thence north 20 rods to beginning, City of Lansing, Ingham County, Michigan from "C" Two Family Residence District to "D-1" Professional Office District — (409 West Jolly Rd.).

Z-43-75—

Lot 34—Supervisor's Plat No. 9, except commencing 6.7 feet, North of Southwest corner Lot 34, thence South 6.7 feet, 3°89' 46" east 161.65 feet, Northwesterly along easterly lot line 71.5 feet, Southwesterly 145 feet to beginning, T3N, R2W, City of Lansing, Ingham County, Michigan from "A" One Family Residence District to "F" Commercial District—(524 East Miller Rd.).

Referred to Planning Board.

Petition filed relative situation that exists at Bzurphy's at 2021 E. Michigan Ave.

Referred to Police Department and City Attorney.

Requests filed for special 24-hour liquor permits for:

Ingham County Democratic Members — September 13, 1975 — 5024 S. Cedar St.

Vincent James Covello — September 21, 1975 — St. Casimir's Gym.

Referred to Committee on City Affairs.

Request from Tri-County Regional Planning Commission in regard to GCC Membership and Attendance.

Referred to Committee of the Whole.

Request from Sexton High School Band for permission to use aerial bombs to open band show during football season.

Referred to Committee on City Affairs.

Letter from Amos Leroy Brown.

Received and placed on file.

REPORT OF COMMITTEES

The Committee on ORDINANCE AND CONTRACTS approves the following applications and bonds for licenses:

RUBBISH HAULER — Michael J. Wey.

SIGN ERECTORS—Michigan Mobile Signs, Universal Sign Co.

AUCTIONEER — Donald C. J. Cronk.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the ordinance of the City of Lansing providing that the Code of Ordinances be amended by repealing of Sections 36-55 through 36-58 of Code and declaring same to be null and void and of no effect, reports as follows:

That said ordinance be passed.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the Ordinance of the City of Lansing, Michigan providing that the Code of Ordinances be amended by revising Section 31-2 (36) of code, reports as follows:

That said ordinance be passed.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Sexton High School Band for permission to open band shows with an aerial bomb during the 1975 football season, reports as follows:

The Committee recommends permission be granted subject to approval of the Fire Marshal.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request from Ingham County Democratic members for permission to serve liquor at 5024 S. Cedar at a fund raising program, on September 13, 1975, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Committee to Elect Lou Adado for permission to serve alcoholic beverages on September 21, 1975 at St. Casimir's Gym, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PUBLIC SAFETY, who requested a proposed ordinance be drafted establishing a permit procedure to enlarge a driveway beyond the twelve (12) feet delineated in Chapter 36A governing front yard parking of motor vehicles, watercraft or trailers or to construct hard-surfaced parking areas for the parking of motor vehicles, watercraft or trailers otherwise unlawful under said Chapter, reports as follows:

That the proposed ordinance, a copy of which is attached, has been reviewed by the Committee and has been found satisfactory. That the Committee requests the proposed ordinance be referred to the Committee on Ordinance and Contracts for introduction.

Signed:

TERRY J. MCKANE,
ROGER T. MAY,
JOEL I. FERGUSON,
WILLIAM A. BRENKE,
JOHN T. ANAS,
Committee on Public Safety.

By Councilman McKane—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

Councilman Ferguson arrived.

REPORT OF COMMITTEE

The Committee on PARKS AND RECREATION, to whom was referred the matter of bids received for construction of the Sycamore Golf Starter House, reports as follows:

The Committee recommends that all bids be rejected due to insufficient funds. Bids received exceeded cost projections by \$13,630.00.

Signed:

JAMES D. BLAIR,
JOEL I. FERGUSON,
TERRY J. MCKANE,
Committee on Parks and Recreation.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PARKS AND RECREATION, to whom was referred the matter of making required improvements in the ventilation of the Potter Park Lion House, reports as follows:

The Committee concurs with the recommendation of the Park Board that \$32,100.00 be appropriated for installation of the ventilation equipment as required by the Federal Veterinarian.

Signed:

JAMES D. BLAIR,
JOEL I. FERGUSON,
TERRY J. McKANE,
Committee on Parks and
Recreation.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

August 27, 1975

Honorable Mayor and Members

of the Lansing City Council

Lansing, Michigan

Re: Michigan Hospital Service and Michigan Medical Service vs. Albert and Bethany Clark and the City of Lansing; Bethany and Albert Clark vs. June and Franklin Davis

Dear Mayor and Council:

All the three above-captioned matters relate to the workmen's compensation claim of Bethany Clark. Mrs. Clark was an employee of the Traffic Department Parking Division working as a booth attendant. Mrs. Clark's booth was struck by Mr. Franklin Davis resulting in the total disability of Mrs. Clark. Mrs. Clark pursued her workmen's compensation remedy and the administrative law judge awarded Mrs. Clark a judgment of total disability which has resulted in weekly payments to Mrs. Clark. Mrs. Clark, through her attorney, then pursued her remedy against Mr. Davis. That resulted in a judgment of \$25,000.00. At that time I caused to be filed an intervention on behalf of the City of Lansing in

an attempt to recoup some of the expenses incurred by the City. Of the \$25,000.00 awarded to the claimant, Mrs. Clark, it has been agreed that the City would receive \$10,800.00 and continue to pay Mrs. Clark at her current rate of compensation.

There is a dispute as to the payment of certain medical bills by Michigan Blue Cross-Blue Shield. Blue Cross-Blue Shield alleges that the City of Lansing and/or Bethany Clark is indebted to them in the amount of \$3,192.00. It has been agreed by the attorneys for Blue Cross-Blue Shield that the claim may be settled for \$1,400.00. I recommend that the City contribute \$1,000.00 toward the settlement of this claim. This will enable the City to consummate the \$10,800.00 settlement on the third party claim. These three matters have to be viewed as an entire package, and I recommend the settlement of these matters on this basis.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Gunther—

That we concur in the recommendation of the City Attorney.

Carried.

August 25, 1975

Honorable Mayor and Members

Lansing City Council

Gentlemen:

On July 17, 1975 the Governor signed House Bill No. 4293, which added a new Section No. 531 to Act No. 281 of the Public Acts of 1967, and reads as follows:

"In a city, village, or township which collects a summer tax a person who is a paraplegic, quadriplegic, senior citizen, eligible serviceman, eligible veteran, eligible widow, or blind, and who for the prior taxable year had a total household income of \$10,000.00 or less, may, between June 1 and the time the tax would otherwise become subject to a penalty for late payment, defer the summer taxes until the following February 15 by filing with the treasurer of the city, village, or township an intent to defer the home-stead property taxes which are due and payable in July of that year without penalty or interest."

In order to bring the City Code into conformity with State Law, and upon the recommendation of the City Attorney, this office respectfully requests that Section 29.1 of the code of the City of Lansing be amended to read as follows:

(Text within brackets [] to be eliminated; new text displayed in CAPITALS.)

"(A) All taxes levied for city purposes paid on or before the thirty-first day of August shall be collected by the city treasurer, without additional charge. The treasurer shall add to all taxes unpaid after the thirty-first day of August a four (4) percent penalty. Such added penalty shall belong to the city and shall constitute a charge and shall be a lien against the property to which the taxes themselves apply, collectible in the same manner as the taxes to which they are added. [Provided, however, such penalty shall not be assessed on eligible individuals who have timely filed to receive an advance payment pursuant to Section 525 of Act No. 281 of the Public Acts of 1967, as amended, being enrolled Senate Bill No. 1363, and who have paid such tax by October 15, 1974.]

"(B) NO PENALTY SHALL BE ASSESSED ON ELIGIBLE INDIVIDUALS WHO PROPERLY APPLY BEFORE AUGUST THIRTY-FIRST TO DEFER TAX PAYMENT UNTIL A LATER DATE AUTHORIZED BY STATE STATUTE. THE PENALTY SHALL BE ADDED TO THOSE PROPERLY DEFERRED TAXES WHICH REMAIN UNPAID AFTER THE DEFERRED DUE DATE AUTHORIZED BY STATE STATUTE."

Feel free to contact this office should you desire or require further clarification.

Respectfully submitted,
HUGO J. HUFNAGEL,
City Treasurer.

Referred to Committee on Ordinance and Contracts, and City Attorney.

August 28, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is Change Order No. 3, submitted by Barnhart & Son on the Hamelon-Aurelius & Other Storm and Sanitary Sewers, Contract No. 58020, increasing the amount of the contract by \$700.00, due to the reconstruction of two (2) storm manholes on Fielding Drive. Also, a request to extend contract time 41 days. This extension is necessary to complete the work added by Change Order No. 2. Also, request to reduce the amount of money retained from 10% to 2%.

I would recommend approval of this Change Order.

Respectfully submitted,
ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the change Order No. 3, submitted by Barnhart and Son on the Hamelon-Aurelius & Other Storm and Sanitary Sewers, Contract No. 58020, increasing the amount of the contract by \$700.00, due to the reconstruction of two (2) storm manholes on Fielding Drive. Also, a request to extend contract time 41 days. This extension is necessary to complete the work added by Change Order No. 2. Also, request to reduce the amount of retainer from 10% to 2%, reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

August 28, 1975

Councilman Joel Ferguson

Chairman

City Affairs Committee

Lansing City Council

Dear Councilman Ferguson:

Attached is an application for a parade permit from the Mexican Patriotic Committee, scheduled for 10:00 AM. on September 13, 1975.

All necessary department heads have approved this parade. Our Traffic Bureau estimates it will cost the City a total of \$104.70, representing four officers, one supervisor and four vehicles for two hours.

We have no objections to this parade, and are forwarding the application to your committee for action.

Respectfully yours,

THOMAS W. O'TOOLE,
Chief of Police.
RICHARD A. GLEASON,
Assistant Chief of Police.

Referred to Committee on City Affairs.

REPORT OF COMMITTEE

The Committee on CITY AFFAIRS, to whom was referred the request of the Mexican Patriotic Committee for permission to parade on September 13, 1975, reports as follows:

The Committee recommends permission be granted inasmuch as the application was approved by the necessary department heads. The committee further recommends that the parade be under supervision of the Lansing Police Department.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

August 28, 1975

Honorable Mayor
and City Council
City Hall
Lansing, Michigan

Subject: B-75-396 Tennis Court Resurfacing

Gentlemen:

Two bids for the resurfacing of six (6) tennis courts at Ranney Park were opened at 3:00 P.M., E.D.T. on Tuesday, August 19, 1975.

Pavement Sealants Corp.	\$4,972.00
Kiefer Blacktop Service	\$6,240.00

We recommend acceptance of the low bid submitted by the Pavement Sealants Corporation in the amount of \$4,972.00.

Respectfully submitted,

VAUGHAN L. McKINCH,
Purchasing Director,

THEODORE J. HASKELL,
Parks & Recreation Director.

Referred to Committee on Parks and Recreation.

REPORT OF COMMITTEE

The Committee on PARKS AND RECREATION, to whom was referred the rec-

ommendation of the Purchasing Director and the Director of Parks and Recreation that the low bid submitted by the Pavement Sealants Corporation for the resurfacing of six tennis courts at Ranney Park in the amount of \$4,972.00, be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Director of Parks and Recreation.

Signed:

JAMES D. BLAIR,
JOEL I. FERGUSON,
TERRY J. McKANE,
Committee on Parks and
Recreation.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

August 28, 1975

Honorable Mayor
and City Council
City Hall
Lansing, Michigan

Subject: B-75-393 Asphalt Paving

Gentlemen:

Attached is the tabulation of four bids for asphalt paving at Potter Park and Ranney Park, which were opened at 3:00 P.M., E.D.T. on Tuesday, August 19, 1975.

We recommend acceptance of the low bid submitted by Tom's Asphalt Paving Company for the Ranney Property in the amount of \$2,700.00. We also recommend acceptance of the low bids submitted by Rieth-Riley Construction Company, Inc. for the Potter Park Zoo Paving in the amount of \$26,000.00, Alternate No. 1, in the amount of \$3,520.00 and Alternate No. 2 in the amount of \$3,480.00. The total amount authorized is \$35,700.00.

Respectfully submitted,

VAUGHAN L. McKINCH,
Purchasing Director,

THEODORE J. HASKELL,
Parks and Recreation Director.

Referred to Committee on Parks and Recreation.

REPORT OF COMMITTEE

The Committee on PARKS AND RECREATION, to whom was referred the rec-

ommendation of the Purchasing Director and the Director of Parks and Recreation that the low bid submitted by Tom's Asphalt Paving Company for the Ranney Property in the amount of \$2,700.00. We also recommend acceptance of the low bids submitted by Rieth-Riley Construction Company, Inc., for the Potter Park Zoo Paving in the amount of \$26,000.00, Alternate No. 1 in the amount of \$3,520.00 and Alternate No. 2 in the amount of \$3,480.00 be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Director of Parks and Recreation.

Signed:

JAMES D. BLAIR,
JOEL I. FERGUSON,
TERRY J. McKANE,
Committee on Parks and
Recreation.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

September 2, 1975

Honorable Gerald W. Graves and

Members of City Council

City Hall

Lansing, Michigan 48933

Dear Mayor Graves and Council Members:

The Technical Planning Committee for Community Development met on August 26, 1975, to review the analysis of damage in the City of Lansing resulting from the April, 1975 flood. The City Council, by resolution on May 12, 1975, directed the Technical Planning Committee to review the situation.

The Building and Planning Departments and the Fire Marshall's Office conducted house to house inspection of 379 residences and 10 businesses to assess the extent of damages. Based upon the profile of housing conditions within the Urbandale Area, the Planning Department staff prepared alternative strategies to solve the housing/flood problems in that area.

The Technical Planning Committee did review these recommendations and unanimously recommended the following actions to solve the housing problems in Urbandale.

A. That the City Council shift the Community Development funds scheduled for Census Tract No. 21 (north of Potter Park, south of I-496) to the flood area within Census Tract 12.

B. That the City Council endorse Strategy No. 7 which would remove all structures in the lowest elevation of Urbandale and redevelop the land in a non-residential manner.

C. That the City Council, through the Mayor, direct the Executive Assistant for Community Development to give priority to administrative activities in Urbandale necessary to execute the plan as quickly as possible.

The Technical Planning Committee invites the concurrence of the City Council in the above recommendations. To implement expeditiously these recommendations the following timetable is suggested. This timetable assumes utilization of maximum allowable review time by both regional and federal agencies.

September 2

Technical Planning Committee Recommendation Public Hearing Date set.

September 15

Public Hearing—Council Chambers.

September 22

Council Resolution directing CD Management Office to prepare Mid-Program Year Amendment to plan and notify TCRPC of intent to file for A-95 Review, reflecting Council decision on Urbandale (CD Regulations, Sect. 670.805), and directing Planning Board to begin an Environmental Review.*

September 29

Council reviews Mid-Program Year Amendment and passes resolution directing Mayor to sign and Program Coordinator to submit amendment. In this resolution, the CD Management Office is directed to establish a Citizens District Council.

September 30

Program Coordinator submits Mid-Program Year Amendment to HUD and TCRPC (A-95 Review)**. CD Management commences activities to initiate CDC Public Hearing (Newspaper advertisements, mailed letters, door to door distribution—must be completed by October 6).

October 27

CDC Public Hearing before City Council to consider CDC Boundaries and method of membership selection. Environmental Impact Statement (finding of significant impact) completed and submitted.*

November 3

Ordinance introduced setting boundaries of District Area and method of CD participant selection.

November 10

CDC Ordinance adopted by City Council (activities of CDC to be programmed by CD Management Office).

November 22

A-95 Review completed by TCRPC.**

December 15

HUD Review completed.**

April 1

Environmental clearance received.*
Acquisition and relocation begins.

*Program Coordinator to investigate possibility of shortening EIS period so that acquisition can begin in Winter and clearance in Spring.

**Assumes concurrent review of Mid-Program Year Amendment by TCRPC and HUD.

Sincerely,

ALAN E. TUBBS,
Chairman,
Technical Planning Committee.

Referred to Committee of the Whole.

August 28, 1975

Honorable Mayor Gerald W. Graves

and Members of the Lansing City Council

City Hall

Lansing, Michigan 48933

Gentlemen:

Subject: Election of Officers for the
Housing and Redevelopment
Advisory Board

This is to advise you that the Housing and Redevelopment Advisory Board, at its meeting held on August 26, 1975, elected the following officers:

Irving R. Shaw—Chairman

Jack G. Griffin—Vice Chairman

The terms of these officers expire in July, 1976.

Respectfully submitted,

HOUSING AND
REDEVELOPMENT ADVISORY
BOARD,
Ronald G. Stonehouse,
Secretary.

Received and placed on file.

August 28, 1975

Honorable Mayor Gerald W. Graves

and Members of the Lansing City Council

City Hall

Lansing, Michigan 48933

Gentlemen:

The Housing and Redevelopment Advisory Board, at its meeting held on August 26, 1975, unanimously recommended that the Lansing City Council endorse and support the current attempts being made to obtain the assistance of the Economic Development Program of the U.S. Department of Commerce.

The Board further recommended that the Lansing City Council seriously consider the possibility of employing a full time staff specialist who would be charged with the responsibility of soliciting new business and industry for the City. In making this recommendation, the Board recognized that many existing city employees perform this function as a routine daily function, on a local basis.

The Board also recognizes that several organizations, such as the Lansing Metropolitan Development Authority, the Chamber of Commerce, and the Convention Bureau, do actively promote the area as a whole. However, the Board feels that one top-notch person, responsible directly to the Mayor and/or City Council and provided with the necessary support, could certainly generate enough new tax base on an annual basis to justify such a position.

Your consideration of this recommendation is appreciated.

Respectfully submitted,

HOUSING AND
REDEVELOPMENT
ADVISORY BOARD,
Ronald G. Stonehouse,
Secretary.

Referred to Committee of the Whole.

August 28, 1975

Honorable Mayor and Members

of the City Council—

Gentlemen:

It is with deep regret that I find myself once again questioning the actions of two

distinguished and usually well-directed colleagues.

While I feel that citizen participation and public input is deeply needed in city government, this action leaves many questions unanswered:

1. Why was an elected councilman-at-large refused a copy of a questionnaire printed at public expense?
2. Why wasn't the City Council informed when the records show that this questionnaire was being prepared prior to our last council meeting?
3. Why wasn't the entire Council allowed to make input on the brochure so that citizens would get the full picture and impact?
4. Why was such a small area of the Second Ward surveyed?
5. Why weren't the citizens of the southeast given a real choice in deciding how there recreation tax dollars are to be spent?
6. If the Council and Mayor regularly make mailings to their constituents at public expense, then I ask the public; when did the Council last send you a letter?
7. Why was the questionnaire programmed for a certain result?
8. Why wasn't the real question asked: Does southeast Lansing want a recreational center or do they want their 16 undeveloped parks developed?
9. What did this test sample cost the taxpayers of Lansing in overtime and material?

These and many other questions are all left unanswered. In the future, strong rules must be adopted that will control these questionable expenditures for one-sided surveys sent by individual councilpersons. The people of the southeast area and all residents in Lansing deserve the full picture, not a slanted one-sided survey.

Sincerely,

JAMES D. BLAIR,
Councilman-at-Large.

Referred to Committee of the Whole.

August 28, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
Tenth Floor—City Hall
Lansing, Michigan

Dear Mr. Mayor Pro-Tem and
Council Members:

In a communication dated July 14, 1975, I submitted to you my recommended ap-

pointments to the Human Resources Advisory Board. Of the total, three (3) were women, two (2) were minorities, while another was a carry-over from the former Model Cities Policy Board. The representation covered labor, education, State government, youth, small business and general citizens.

Both minorities submitted by me were rejected by you. Therefore, I am submitting to you, for your immediate consideration, the name of Mrs. Elodia Jones, who resides with her son, and a guardian daughter, at 421 McPherson.

Mrs. Jones was raised in Freemont, Michigan, and was later graduated from Eastern Michigan University with a Bachelor of Arts degree in Business Administration. She presently is studying for a Masters degree in Hospital Administration at the University of Michigan. Mrs. Jones is an Educational Specialist and Consultant with the Michigan Department of Education for all private, post-secondary schools in the State.

She is a past member of the NAACP and the Urban League, and currently is a member of the Black Associates in State Employment, and the Dwight Rich Jr. High School PTA.

In submitting this recommended appointment to you, I am also urging your immediate approval of Karol Lynch, whom I had submitted to you for approval originally on July 14, 1975. Mrs. Lynch is not only a housewife and a parent of three children, but she has been involved in activities of the Central Methodist Church, Bingham Street School, the State PTA Board and has been a board member of the Edward Sparrow Hospital Service Auxiliary. Following the secret meeting held by you several weeks ago, one Councilman advised that Mrs. Lynch was not confirmed because she was going to request that her name be withdrawn from nomination. I am advised to the contrary, and therefore urge your immediate consideration of that nomination also.

Trusting this meets your immediate approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

August 28, 1975

Honorable Mayor Pro-Tem and
Members of the Lansing City Council
City Hall
Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

Attached is a communication from Jerry Falk, President, Capital City Fashion Ex-

hibitors, 1318 Prospect, Lansing, Michigan 48912. The communication pertains to a general membership meeting scheduled for Wednesday evening, September 3, 1975, in the Exhibition Hall of the Civic Center at 7:00 p.m., a meeting which centers on NO AIR CONDITIONING, thus far, for the Civic Center. In short, this organization is concerned about the lack of air conditioning and is seeking answers regarding same.

In the 1974-75 fiscal budget proposals (year just ended), I included \$500,000 for air conditioning installation in the Civic Center. It was granted and carried over into the 1975-76 fiscal year budget. However, such has not been installed to date. This proposal, long under the authority of the Council's Committee on Buildings and Properties, has not been fulfilled for reasons I understand to be that (a) a study was being undertaken in the past regarding the construction of a new Civic Center; (b) the Committee did not want to expend funds for air conditioning and then sell the Civic Center; and (c) the Committee now seems to be of the opinion that the renovation of the Civic Center is the best possibility, but that the cost for air conditioning would far exceed the \$500,000 appropriation.

On one hand, the Capital City Fashion Exhibitors are seeking answers. On the other hand, the overall matter of the Civic Center is before the Council's Committee on Buildings and Properties. I would recommend, therefore, that the Mayor Pro-Tem and Members of the Committee on Buildings and Properties attend the meeting of the Capital City Fashion Exhibitors, so that this group might be informed as to the direction you intend to go in the future, whatever that direction might be.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Buildings and Properties and Mayor Pro-Tem.

August 26, 1975

Honorable Mayor Pro-Tem and
Members of the Lansing City Council
City Hall
Lansing, Michigan
Dear Mayor Pro-Tem and
Council Members:

Attached is a communication addressed to myself from the Local 652 United Automobile Workers Chapter advising that the membership voted unanimously against the purchase of the Topp's property for a recreation center. This communication is

being forwarded to you upon the request of Chairman Si Nama.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

August 28, 1975

Honorable Mayor Pro-Tem and
Members of the Lansing City Council
City Hall
Lansing, Michigan
Dear Mayor Pro-Tem and
Council Members:

During the past several months, Councilman Joel I. Ferguson has been gearing you up for the purchase of Topp's for what he states will be "a recreational facility." Mention has been made that such a facility will be purchased for approximately \$1.2 million, with remodeling and other improvements expected to cost another \$900,000, for a total of \$2.1 million.

In a communication addressed to you, and dated June 30, 1975, I pointed out that you approved a proposal to purchase the property on a land contract basis, by a 6-2 vote, and that your actions did not meet the requirements of the City Charter, State law and Federal regulations. In part, I quote from that communication:

"I am concerned about the rapidness in which you are expending tax dollars and the procedures being used. You have made a decision to purchase the Topp's property, and the Mill Street property and the beer warehouse between Larch and Cedar streets, and others, without the following, what I feel are requirements of, the City Charter, State law and possibly Federal regulations. For example, Chapter 14 of the City Charter, Section 14.2 and Section 14.3 read as follows:

'Sec. 14.2. The Council shall establish, by ordinance, the procedures for the purchase and sale of personal property, under the direction of the Division of Purchasing or the proper department head. The ordinance shall provide the dollar limit within which purchases of personal property may be made without the necessity of securing competitive bids, and the dollar limit within which purchases may be made without the necessity of Council approval. No purchase of personal property shall be made unless a sufficient appropriation is available therefor.

Sec. 14.3 (a) The city shall not purchase, sell, or lease any real estate or any

interest therein except by resolution concurred in by at least six members of the Council, nor unless a sufficient appropriation is available therefore. . . .

Certainly the sufficient appropriation has not been made for such purchases. M.S.A. 125.39 of 5.2999, provides for a Capital Improvements Program, which must fit within the master plan of a municipality, and which must have the sanction of the Planning Board or Commission. Section 7.20 of Chapter 7 of the City Charter, specifically provides for the required procedures for proposed improvements. Such procedures certainly were not followed. Too, the Uniform Acquisition Act of 1970, requires that in the purchase of property, two appraisals by independent appraisers shall be made to determine fair market value and I am of the opinion that this requirement should have been met before an offer was made especially in view of your intentions to use Community Development funds.

Financially, I point out that even though you have just completed the approval of my Recommended Budget, you added expenditures in the amount of \$585,000, BUT, retained the same tax rate. You did not go through the budget procedures in regard to the earlier mentioned commitments, and if we are to have a viable Capital Improvements Program in the future, this will require an estimated tax increase of \$1.00 to \$1.50 in the 1976-77 budget as a minimum, and additions in the 1977-78, 78-79 and 79-80 fiscal years. Ahead of you, if the tax rate increase is to remain at a minimum, are some important decisions:

- Do you propose to remove the \$600,000 from the second year Community Development program for the Topp's project?
- If a sub-lease for the present State of Michigan rented, South Pennsylvania Avenue property, does not materialize, are you prepared to pay for the State rent in the amount of \$53,869 from the General Fund of the City of Lansing?
- Are you prepared to advise the Mayor's Budget Committee within the next several months what recreational programs are to be abolished to pay for the \$193,709 development of land project at Topp's?"

After you had already taken action on the purchase of Topp's, you then proceeded as an after-thought to hold the Federally required public hearings on the aforementioned purchase. However, to this date, you have not answered the questions posed to you. I am requesting that you do so now. I feel it is imperative that my office is aware of your intentions and I feel that I have a right to the answers.

One week ago, I asked for a copy of the Certificate of Structural Soundness of the Topp's building and property. To date, such has not been received. Having person-

ally viewed this building as of recent, I am of the opinion that you have made a mistake by your action of June 23, if such a Certificate of Structural Soundness is not available. For example, during my last tour of the building which took place in a rain-storm, I noted that water in the parking lot, in some instances, was over the hubcaps of several automobiles; that the female, State employees, presently using the building, could not use the toilet facilities because the floor was covered with water and water leakage was coming through the light fixtures; that water covered a large area of the floor in the south part of the building; that for a distance of approximately 120 ft. to 150 ft. the inside blocks of the south wall were soaked to the extent that moisture was deposited on my hands, upon wiping of the wall; that in the Electrical Room water was coming through the light fixtures and the overhead was soaking wet; that in another part of the building the overhead was soaked with water and some of the ceiling was peeling off the rafters, just to name a few of the problems. On Monday, August 25, I showed you some of the photos substantiating the aforementioned and these were disregarded with no discussion on your part, no questions, and apparently no interest. Therefore, I am bringing this matter to your attention once again, and I am asking the following:

- Specifically, what renovations have you listed to date to correct the aforementioned problems?
- Specifically, which Councilman or Council committee has the detailed report of what renovations are necessary and at what costs?
- Specifically, what are your methods of purchasing the Topp's property, and from what funds of the City of Lansing?
- Specifically, since the Parks Department has no planned usage of the building, what recreation programs are to be carried out in this building?
- Specifically, since the parking lot for the Topp's building seems to be badly cracking, have you projected for the resurfacing, and at what cost?

As of Wednesday, August 27, a staff of City employees, under the direction of Councilman Joel Ferguson, have been busy mailing a "loaded questionnaire" to the voters in the second ward, which pertains to the Topp's property. Though the cost of the mailing and manpower is substantial, the electorate of the second ward are being asked to make a decision, BUT those same individuals, along with myself, are not being told the specific details relating to that property purchase. I think it is unfortunate that they are being asked to make a decision without being told the whole story. I think they should have the answers to all the questions I have posed in the past and in this communication. I am of the opinion, also, that they should be advised of the communication received by you

from the City's Finance Director, James Dowsett, and dated August 22, which advised you of the seriousness of your spending policy and of his recommendation against the purchase.

If you should have a change of heart and not purchase the Topp's property, does this mean that the City of Lansing will not foresee a Senior Citizen center or recreation center in the southern part of Lansing? Certainly not. Such a center, or centers, can be constructed from Community Development funds, now starting to be provided by the Federal government for community improvements. The Senior Citizen center could be reserved for Senior Citizen activity alone and so designed to meet their specific needs and simultaneously be barrier free.

Requesting your attention to this matter and to the "pocketbook" of the taxpayers of the City of Lansing, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING RESOLUTIONS — YOU MAY SPEAK ONLY FOR 3-MINUTES ON ANY ONE RESOLUTION.

Anthony Shano, 2520 Wilson Dr., spoke relative to resolution No. 7a—Z-21-75 — 3900 blk. North Grand River Ave.

RESOLUTIONS

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That the City Assessor be, and he is hereby directed to spread on the December, 1975 tax rolls, the cost of cutting weeds in the year 1975, in the amount of \$765.50, as reported this date by the Building Commissioner.

By Councilman Brenke—

That Councilman May be excused from voting.

Carried.

Adopted by the following vote:

Unanimously.

By Councilman McKane—

APPLICATION TO WITHHOLD FROM SALE

Whereas, the following described land(s) in Ingham County: E. $\frac{1}{2}$ of Lot 110, Eco

Farms, City of Lansing (property in 4900 block Pleasant Grove Rd.), were deeded to the State of Michigan on the 6th day of May, 1975, through nonredemption from the county treasurer May 7, 1974 tax sale.

Whereas, said lands are now under the jurisdiction of the Department of Natural Resources and may be withheld from the first sale at which they are scheduled to be offered for the purpose of redemption on behalf of the former owner as provided for in Section 131c of Act 206, Public Acts of 1893, as amended.

Now Therefore Be It Resolved by the City of Lansing that application is hereby made to the Department of Natural Resources to withhold said lands from sale, and,

Be It Further Resolved that said City of Lansing does hereby authorize the county treasurer to collect all delinquent taxes on said lands if application is made by the owner thereof during the period for which said lands are withheld from sale by this application.

CERTIFICATION

I hereby certify that the above is a true and correct copy of a resolution offered and adopted by the City of Lansing on the 2nd day of September, 1975.

THEO FULTON,
Clerk of Lansing,
9th Floor, City Hall,
Lansing, Michigan.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, areas of the City of Lansing were severely damaged by the April, 1975, flood; and

Whereas, the City Council asked the Technical Planning Committee to make recommendations concerning the areas damaged by the flood; and

Whereas, the Technical Planning Committee has recommended a series of actions to solve housing problems in the Urbandale area; and

Whereas, the City Council desires to hear comments relative to these recommendations; and

Whereas, public input is required in the Community Development Program;

Now, Therefore, Be It Resolved that the City Council invites comments from the public on the recommended change in the Community Development Plan;

AND, Be It Further Resolved that the City Clerk set and advertise a Public Hearing by the City Council of Lansing on September 16, 1975, for the above purpose.

By Councilman Anas—

That the resolution be amended to read that a public hearing be held on September 16 or 17 at a Eastside facility preferably the Easten High School Auditorium.

Carried.

The resolution as amended was adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City Council established a Committee on Urban Redevelopment on February 10, 1964 (Council Proceedings, p. 105); and

Whereas, on February 3, 1975 (Council Proceedings, p. 84) the City Council did establish the Department of Housing and Redevelopment and passed the ordinance on Community Development on May 12, 1975 (Council Proceedings, p. 373); and

Whereas, the Council had a Model Cities Liaison Committee; and

Whereas, on February 3, 1975 (Council Proceedings, p. 84) the City Council did establish the Department of Human Resources and passed the ordinance on Community Development on May 12, 1975 (Council Proceedings, p. 373);

Now, Therefore, Be It Resolved that the Council Committee on Redevelopment and the Model Cities Liaison Committee be hereby eliminated, and

Be It Further Resolved that a Special Committee for Housing and Redevelopment, and Human Resources be established to consist of three members, and

Be It Finally Resolved that Councilmen Belen, Ferguson, and McKane be named to that committee with Councilman Brenke as alternate, and Councilman Belen to serve as chairman.

By Councilman McKane—

That the number of members be changed from 3 to 5.

Lost by the following vote:

Yeas: Councilmen Anas, Blair, McKane—3.

Nays: Councilmen Belen, Brenke, Ferguson, Gunther, May—5.

The original resolution was adopted by the following vote:

Yeas: Councilmen Belen, Brenke, Ferguson, Gunther, May, McKane—6.

Nays: Councilmen Anas, Blair—2.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows:

- \$ 250.00 from Estimated Revenues
(Misc. Rev.)
A/C 101-000-000-160
- \$ 250.00 to Dues & Subscriptions—Program
Coordinator
A/C 101-106-000-728
- \$ 4,000.00 from Reserve for Emergencies
A/C 101-941-000-963
- \$ 4,000.00 to Operating Supplies—CETA
A/C 101-233-000-740
- \$ 300.00 from Office Supplies—Safety
Office
A/C 101-371-000-727
- \$ 300.00 to Vehicle Operating—
Safety Office
A/C 101-371-000-867
- \$ 650.00 from Reserve for Conferences &
Workshops
A/C 101-941-000-864
- \$ 650.00 to Conferences &
Workshops—Building
Inspection Dept.
A/C 101-380-000-864
- \$34,712.00 from Year-Round Recreation
Project—Community Development
Grant
A/C 255-725-003-969
- \$ 200.00 to Insurance
A/C 255-725-003-914
- 1,900.00 to Land Procurement
A/C 255-725-003-972
- 17,029.00 to Land Improvements
A/C 255-725-003-974
- 15,583.00 to Equipment
A/C 255-725-003-983
- \$ 114.00 from PN-56 Year-Round Recreation—Community Development
Grant
A/C 255-725-003-969
- \$ 114.00 to Reserve for Con-
gencies — Community
Development Grant
A/C 256-941-000-963

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approval:

JOHN T. ANAS,
TERRY J. MCKANE,
WILLIAM A. BRENKE,
JACK D. GUNTHER,
Committee on Finance.

Adopted by the following vote:

Unanimously.

By Committee on Personnel—

Resolved by the City Council of the City of Lansing:

That effective September 2, 1975 the City Personnel Director is authorized and directed to effect the following changes within the Finance and Allied Section of the Classification and Compensation Plan:

I—Delete two Clerk IB positions

II—Add one Microfilm Supervisor IIIA position

This action being taken in conformance with the City's Productivity-Reclassification policy with a net savings of \$3,744 per annum to the City's operating budget.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 27th day of May, 1975, this council was petitioned to change the following described property from "A" One Family Residence District to "D-1" Professional Office District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 28th day of July, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-21-75 — 3900 Block North Grand River Avenue,

more particularly described as:

Lot 37 and the easterly 26.4 feet of Lot 38, Delta Grand Subdivision No. 1, City of Lansing, Ingham County, Michigan, Parcel number 3301-06-276-171,

from "A-1" Family District to "D-1" Professional Office District.

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised the City Council to deny this request; and

Whereas the Planning Committee of Council, to whom was referred the report of the Planning Board, did concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "A-1" Family District to "D-1" Professional Office District be denied.

Lost by the following vote:

Yeas: Councilmen Belen, Blair, Ferguson, Gunther—4.

Nays: Councilmen Anas, Brenke, May, McKane, Mayor—5.

Reverts back to Committee.

By Councilman Gunther—

Whereas, by petition duly filed on the 16th day of June, 1975, this council was petitioned to change the following described property from "B" One Family Residence District to "D" Apartment District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 4th day of August, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-24-75 — 2928 Pleasant Grove Road,

more particularly described as:

Commencing 360 feet south of the northeast corner of the southeast $\frac{1}{4}$ of Section 30; thence west 527.74 feet and south 301.54 feet; thence east 329.74 feet; thence north 132 feet; thence east 198 feet; thence north to point of beginning, Section 30, T4N, R2W, Ingham County, Michigan. Parcel number 3301-30-426-021,

from "A-1" Family District to "D-1" Professional Office District.

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised the City Council to deny this request; and

Whereas, the Planning Committee of Council to whom was referred the report of the Planning Board, concurred therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "A-1" Family District to "D-1" Professional Office District be denied.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$5,012,070.89.

Signed:

JOHN T. ANAS,
TERRY J. McKANE,
WILLIAM A. BRENKE,
JACK D. GUNTHER,
Committee on Finance.

Adopted by the following vote:

Unanimously.

ORDINANCES

By Councilman Belen—

The Committee reported that it had considered an ordinance providing, that the Code of Ordinances, City of Lansing, Michigan, be amended by:

- a. Repealing of Section 36-55 through 36-58 of Code (Urban Redevelopment Board) and declaring same to be null and void and of no effect.
- b. Revising Section 31-2 (36) of Code (Public Holidays).

and recommended that the ordinance be passed.

Carried.

ORDINANCE NO 399 (Urban Redevelopment Board)

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by repealing of Sections 36-55 through 36-58 of Code and declaring same to be null and void and of no effect, be placed on order of immediate passage.

Carried.

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing, that the Code of Ordinances, City of Lansing, Michigan, be amended by repealing of Section 36-55 through 36-58 of the Code and declaring same to be null and void and of no effect, be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 399 (Urban Redevelopment Board)

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REPEAL OF SECTIONS 36-55 THROUGH 36-58 OF THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, AND DECLARING THE SAME TO BE NULL AND VOID AND OF NO EFFECT.

The City of Lansing Ordains:

Section 1. That Sections 36-55 through 36-58 of the Code of Ordinances of the City of Lansing, Michigan, is hereby repealed and declared null and void and of no effect.

ORDINANCE NO. 400 (Public Holidays)

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising Section 31-2 (36) of Traffic Code, be placed on order of immediate passage.

Carried.

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing, that the Code of Ordinances, City of Lansing, Michigan, be amended by revising Section 31-2 (36) of traffic code, be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 400

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, BE AMENDED BY REVISING SECTION 31-2 (36) OF SAID CODE.

The City of Lansing Ordains:

Section 1. That Section 31-2 (36) of the Code of Ordinances of the City of Lansing, Michigan, be amended to read as follows:

Sec. 31-2 (36). **Public Holidays.** As used in or applicable to Article VI, section 31-74, section 31-75, and section 31-76, and Article XIV, section 31-181, section 31-182 and section 31-183, the same shall mean: The first day of January, commonly called New Year's Day; the last Monday in May, commonly called Memorial Day or Decoration Day; the fourth of July, commonly called Independence Day; the first Monday in September, commonly called Labor Day; the fourth Thursday of November, commonly called Thanksgiving Day; and the twenty-fifth day of December, commonly called Christmas Day.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

That the rule prescribed in Sec. 5.5 (g) of the Charter relative to considering business not on the agenda, be waived.

Carried.

REPORT OF COMMITTEE

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the request of the Charcoal Galley, Inc., for transfer of all stock interest in 1975 Class "C" licensed corporation at 2627 North East St. through sale of stock from sole stockholder Louis L. Coomes to new stockholders Max W. Curtis, Max A. Lorencen, Joe Pentecost and J. C. Walters, reports as follows:

That said request be approved having received the signatures of all the required departments.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously

REPORT OF COMMITTEE

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the

application for license for Pool Room on the corner of Pleasant Grove and Holmes Road from Anthony P. Nosal, Jr., reports as follows:

The Committee recommends the approval of the application subject to approval of the Chief of Police and Fire Marshal.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, Federal funds are available under Title III of the Emergency Unemployment and Assistance Act of 1974 which establishes Title X of the Job Opportunity Program under the Public Works and Economic Development Act of 1965; and

Whereas, the City of Lansing is eligible to receive said funds; and

Whereas, application for said funds must be submitted not later than September 8, 1975;

Now, Therefore Be It Resolved that members of the Lansing City Council authorize the Mayor of the City of Lansing to apply for said funds.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

That the appointment of Karol Lynch to the Human Resources Board, term expiring June 30, 1977, be confirmed.

Lost by the following vote:

Yeas: Councilmen Blair, Brenke, May—3.

Nays: Councilmen Anas, Belen, Ferguson, Gunther, McKane—5.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

That the appointment of Mrs. Elodia Jones to the Human Resources Advisory Board, term expiring June 30, 1977, be confirmed.

Adopted by the following vote:

Unanimously.

Councilman Blair asked that the Committee of The Whole hold a meeting to discuss the priorities that should be considered.

Councilman Blair spoke relative to the drainage problem in the 800 and 900 blocks of Bates Street and said there were people in the audience that wished to be heard.

Councilman May said there was also water and sewer problems on LaSalle Blvd. and he has arranged with Mr. Corbitt to speak with the people in the area prior to the Council meeting.

Councilman May spoke also about the condition that is existing at Bzurphy's, 2021 E. Michigan Avenue and said he would present a resolution 9/9/75 declaring the place a public nuisance and asking the City Attorney to assist in the resolution to send to the Liquor Control Commission revoeking their license.

The following persons spoke:

Anthony Shano, 2520 Wilson Dr.

Walter Whitney, 901 Bates St., spoke relative drainage problem in 800 and 900 blk. Bates St. This drainage problem caused by excavation of piece of vacant acerage north of Bates St.

The people in audience present to meet with City Attorney after meeting as to what action can be taken.

Sylvia McKay, 622 S. Foster St., spoke relative to flood condition and read from a paper as to this condition that existed 28 years ago—and nothing was done.

Dave Henry, 118 N. Fairview spoke relative to Bzurphy's, 2021 E. Michigan Ave.

Rita Cook, 121 Clifford St., spoke and presented petition relative to water and flood conditions on Clifford St.

Constance Abbott, 905 Bates St., spoke.

Therese O'Jibway, 122 N. Fairview Ave., spoke relative Bzurphy's.

LeRoy Jackson, 703 S. Francis St., spoke relative to flood area.

David Renemar, 117 N. Fairview St., spoke relative Bzurphy's.

Dean McKay, 622 S. Foster spoke relative to flood area.

Chas. Goggin, 630 S. Foster spoke relative water drainage.

Council adjourned at 9:20 P.M.

THEO FULTON,
City Clerk.

Lansing, Michigan

September 2, 1975

F/M

CITY CLERK'S OFFICE
Room 921, City Hall
Lansing, Michigan 48933

BULK RATE
U. S. POSTAGE
PAID
Permit No. 1461
Lansing, Michigan

Address Correction Requested

757

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, September 8, 1975

CITY COUNCIL ROOMS

Lansing, Michigan
September 8, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Anas, Belen, Blair, Ferguson, Gunther, May, McKane—7.

Absent: Councilman Brenke—1.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Gunther.

Pledge of Allegiance was given by Ms. Diana M. Dudley.

The record of the previous session was approved as printed.

REVIEWING ASSESSMENT ROLLS Supplement Roll No. 253

This is the time set for hearing appeals

on the special assessment roll for construction of Curb and Gutter on Theodore St. between Comfort St. and Hapeman Street.

No Appeals.

Referred to Committee on Public Service and Highways.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

JUNK DEALER — David F. Martin dba Northside Auto Parts.

MUSIC BOX — Anthony P. Nosal, Jr., Game Room (9).

SEWER CLEANER — Fred G. Chapman dba Delta Drain & Sewer.

ELECTRICAL CONTRACTOR — Robert A. Fennell dba City Electric, Gerald S. Phillips, Jr.

Referred to Committee on Ordinance and Contracts.

Eaton County Treasurer submits amount of delinquent taxes collected in July, 1975.

Received and placed on file.

Claim filed by Frances McAtlee for storage of automobile after being stolen.

Referred to City Attorney and Police Department.

Request from Veterans of World War I of the U.S.A. for permission to conduct an Apple Tag Day on September 18-19-20, 1975.

Referred to Committee on City Affairs.

Copy of letter sent to Michigan Liquor Control Commission on request from The Lion's Den for permission to set up a tent on parking lot between the So. Grand Parking Ramp and their building on September 13, 1975 for a Buckeye Bash.

Referred to Committee on City Affairs.

Michigan Liquor Control Commission submits copy of letter sent to Lansing Press Club, Inc., in regard to club license.

Received and placed on file with copy to Committee on Ordinance and Contracts.

Letter from Reid and Reid, P.C., submitting plot plan for erection of a sign in the "J" parking area on Jolly Rd.

Referred to Planning Board and Building Commissioner.

Request from John Murdock for permission to erect a split rail fence on property at 3662 Delta River Dr.

Referred to Building Department and Planning Department.

Petition filed for abandonment of the easement for the Gilkey Drain on Lots 152 thru 146 inclusive, 153 thru 155 inclusive and Lot 160 all in Maple Grove Subd. No. 3.

Referred to Committee on Public Service and Highways.

Letter from Tri-County Emergency Medical Services Council relative training program for medical technicians.

Referred to Committee of the Whole.

Copy of letter sent to Personnel Director from Richard Baker relative job offer.

Received and placed on file.

REPORT OF COMMITTEES

The Committee on ORDINANCE AND CONTRACTS approves the following applications and bonds for licenses:

JUNK DEALER — David F. Martin dba Northside Auto Parts.

MUSIC BOX — Anthony P. Nosal, Jr., Game Room (9).

SEWER CLEANER — Fred G. Chapman dba Delta Drain & Sewer.

ELECTRICAL CONTRACTOR — Robert A. Fennell dba City Electric, Gerald S. Phillips, Jr.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the request of Rudolf Stober for transfer of location of 1975 Class "C" license with Dance-Entertainment Permit from 812 E. Michigan Ave. to 419-423 East Michigan Avenue, reports as follows:

That said request be approved having received the signatures of all the required departments for location only, another inspection will be necessary after the building has been remodeled.

Signed:

LUCILE BELEN,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Ferguson, Gunther, McKane—5.

Nays: Councilmen Blair, May—2.

The Committee on CITY AFFAIRS, to whom was referred the request of Veterans of World War I, Lansing Barracks No. 235, for permission to conduct an Apple Tag Day to solicit funds on September 18, 19, and 20, 1975, reports as follows:

The Committee recommends permission be granted subject to obtaining/renewing the Charitable Solicitation Permit with the City Clerk's Office.

Signed:

ROGER T. MAY,
JAMES D. BLAIR,
JOEL I. FERGUSON,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of The Lion's Den, 213 S. Grand Avenue, for permission to set up a tent on their parking lot between the So. Grand Parking Ramp and their building, as a hospitality and dance area on September 13, 1975, for the Bobbie Crim Buckeye Bash, from 8 a.m. until 2:30 a.m., reports as follows:

The Committee recommends permission be granted. This request has received the approval of the Fire Marshal and the Building Commissioner.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on BUILDINGS AND PROPERTIES, to whom was referred the leasing of the retail area of W. T. Grant Building, reports as follows:

That the Property Manager be authorized to present to the directors of the Landlords Association and review with them the proposed rental rates for the retail area of the W. T. Grant Building, and then report as to concurrence on an acceptable rental.

Signed:

ROGER T. MAY,
JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
Committee on Buildings and Properties.

By Councilman May—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on BUILDINGS AND PROPERTIES, to whom was referred the Lansing Community College rentals in North Capitol Parking Ramp, reports as follows:

That the Property Manager be authorized to write a one-year lease for Suites A & C at an increase of 40 cents per square foot to cover the increased cost of utilities which results in a \$4.85 per square foot rental and to write a 2-year lease for Suite N with a 40 cent utility cost resulting in \$4.85 per square foot and further that an escalation clause be drafted as part of the lease to cover future increases in taxes and utilities, subject to approval of the City Attorney.

Signed:

ROGER T. MAY,
JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
Committee on Buildings and Properties.

By Councilman May —

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

September 3, 1975

Honorable Mayor and Members

of the Lansing City Council

Lansing, Michigan

Re: Claim of Bernie Wing for car allegedly damaged by the Lansing Police Department while making a lawful arrest

Dear Mayor and City Council:

The above referenced claim has been investigated by this office and it is recommended that it be denied for two reasons: First, there is a factual dispute as to how the car was actually damaged. The police involved in the incident believe that the car was kicked by the person arrested previous to the time they arrived. Second, the claim should be denied on the ground of governmental immunity even if the damage had been incurred by the action of the police.

The police were performing a governmental function when they responded to a trouble call and made a lawful arrest of a third person at the vicinity of claimant's vehicle. The police were forced to subdue the person when making the arrest. If the damage was caused at this time, the City would be protected by its governmental immunity.

For the two reasons stated above, it is my recommendation that the claim be denied.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Anas—

That we concur in the recommendation of the City Attorney.

Carried.

September 3, 1975

Honorable Mayor and Members
of the Lansing City Council
Lansing, Michigan

Re: Claim of Reed C. Fowler for damage to car when it struck section of median

Dear Mayor and City Council:

Your City Attorney, to whom was referred the above claim, has made an investigation thereof, and is of the opinion that the City is not liable from a legal point of view. There appears to be a lack of evidence of negligence on the part of the City.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Anas—

That we concur in the recommendation of the City Attorney.

Carried.

September 3, 1975

Honorable Mayor and Members
of the Lansing City Council
Lansing, Michigan

Re: Claim of E. Palanna Daugherty for damage to car when it struck a man-hole

Dear Mayor and City Council:

Your City Attorney, to whom was referred the above claim, has made an investigation thereof, and is of the opinion

that the City is not liable from a legal point of view. There appears to be a lack of evidence of negligence on the part of the city.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Anas—

That we concur in the recommendation of the City Attorney.

Carried.

September 4, 1975

Honorable Mayor and Members
of the Lansing City Council
Lansing, Michigan

Re: Claim of Cliff David for damage to an automobile owned by him struck by a fire truck on an emergency run

Dear Mayor and Council:

I was referred the above claim for review. It has been investigated and evaluated in light of current law. It is my opinion the City is not liable for the damages to the claimant resulting from this property damage accident in light of current no-fault insurance law. Under no-fault, the insurance company of each person involved in an accident pays for damage done to their insured's vehicle regardless of which driver is at fault. This proposition applies also to the individual insured's deductible amount under the theory one may fully insure himself and if he chooses not to do so, he must stand the loss of the deductible himself.

Mr. David indicated to this office it was his agreement with his insurance company for him not to submit his claim to them, but to seek reimbursement from the City. I am sure if the City rejects Mr. David's claim, he may collect for his damage to the full extent of his insurance coverage from his own company.

Whether or not one personally agrees with it, this is the proper operation of the no-fault insurance law as the legislature envisioned it.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Anas—

That we concur in the recommendation of the City Attorney.

Carried.

September 4, 1975

Honorable Mayor and Members

of the Lansing City Council

Dear Mayor and Council:

There are a number of long standing violations of the City Zoning Code (Chapter 36) which, although vigorously pursued by the Planning Department, have not been resolved. Clearly, some legal action is required to bring these properties into conformity with the provisions of the Zoning Code.

Ordinarily, the response of the Department of Law would be criminal action in the District Court against the owners of the property. However, for the reasons outlined below, institution of civil proceedings rather than criminal proceedings is a more appropriate action.

1. In a criminal action, the violation must be proved beyond a reasonable doubt. In a civil action, a less rigorous evidentiary standard is required. In general, given the language of Chapter 36 of the Code, the higher criminal standard makes conviction very difficult.
2. A criminal action does not provide the opportunities for discovery which are available in a civil action. Some of the problems of proof faced the City might be alleviated if discovery tools were available.
3. Although a criminal fine may be imposed for each day's violation, proof must be made separately for each day's violation, thus increasing the burden. In addition, the fine imposed by the court for a criminal conviction may be so minimal as not to deter the continued violation.

A civil injunction is aimed directly at the violation of the Zoning Code and may directly and permanently prohibit the violation. Failure to obey the injunction subjects the violator to penalties for contempt, which may include imprisonment (a possibility which is curiously absent if criminal proceedings were attempted).

4. A criminal conviction attaches a certain opprobrium which may not be appropriate to the nature of the violation. A civil injunction avoids this opprobrium.
5. Civil action provides greater opportunity for negotiating an enforceable settlement prior to trial than does criminal action.

In essence, seeking civil injunctions rather than criminal penalties in these stubborn zoning cases may reduce the need for trial while increasing the City's chances of succeeding at trial if trial becomes necessary.

The particular zoning violations for which Council's authorization to institute civil proceedings in sought are outline below.

A. 4008 Clayborn Street

Since 1974, these premises, zoned "A" residential, have been used to store a variety of junked and inoperable vehicles, apparently for the purposes of repair and/or salvage. A criminal complaint issued by the City in May, 1975 resulted in an agreement between Mr. Richard Smith and the City which has not been subsequently observed by Mr. Smith.

B. 304 Harris

This property, zoned "A" residential, is being used as an auto repair facility. The owner, Mr. Dean, has not cured the violations notwithstanding vigorous efforts by the Planning Department to gain compliance with the Code.

C. 3436 North East Street

This property, zoned "F" commercial, is being used partially as a junk yard and/or a public garage. It is extremely unsightly and neither the owner nor the user have responded affirmatively to numerous requests that these violations cease.

D. 3205 W. Jolly Road

This property is being used for auto wrecking and for storing junk cars and other junk. The owner, Mr. Wisner, has not cured these violations after years of efforts by the City to gain compliance.

E. Corner of Cawood and Saginaw

The properties at this corner, zoned "F" commercial and "J" parking, abut residential property and screening was required as an express condition for rezoning in 1957 and 1959. In 1974, the fencing requirements were modified by the Council, but these requirements still have not been met.

F. 200 S. Logan Street

This property, zoned "F" commercial, is being used for a storage yard and for operating an asphalt paving business. Compliance has not been forthcoming.

Recommendation

The City Attorney recommends that the City Council authorize the institution of civil suits in the Ingham County Circuit Court to enjoin and abate the above listed violations of Chapter 36 of the Code at such time as it appears to the City Attorney that substantial compliance with the Code is not immediately forthcoming.

Respectfully submitted,

PETER HOUK,
City Attorney.

Referred to Committee of the Whole.

September 3, 1975

To the Honorable Mayor
and Members of the City Council
Lansing, Michigan
Gentlemen:

I herewith report that I have given to the City Assessor an itemized list of private properties which had trash and debris removed by the City of Lansing, in the amount of \$769.87, to be assessed on the December, 1975 tax roll.

Respectfully submitted,
JAMES W. KZESKI,
Building Commissioner,
City of Lansing.

Received and placed on file.

September 4, 1975

Honorable Mayor and City Council
City Hall
Lansing, Michigan
Gentlemen:

I have received a copy of the petition of Martha C. Johnson and others requesting exemption from the provisions of the ordinance pertaining to burning, Ordinance 14-76 through 14-81.

I would recommend denial of this petition.

Respectfully submitted,
GORDON E. ADSIT,
Fire Marshal.

Referred to City Attorney and Committee on Ordinance and Contracts.

September 4, 1975

Honorable Mayor and City Council
City Hall
Lansing, Michigan
Gentlemen:

Attached is a Letter of Intent submitted by Lansing Community College, to construct storm and sanitary sewers along Grand Ave. from Lapeer North to an easement along Saginaw, West in said easement from Grand Ave. to Washington Ave., South in Washington to approximately 250 ft. South of Lapeer and in Lapeer St. (vacated) from Washington Ave. West to Capitol Avenue.

I recommend the approval of this Letter of Intent.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the Letter of Intent submitted by Lansing Community College to construct storm and sanitary sewers along Grand Ave. from Lapeer North to an easement along Saginaw, West in said easement along Grand Ave. to Washington Ave., South in Washington to approximately 250 ft. South of Lapeer and in Lapeer St. (vacated) from Washington Ave. West to Capitol Avenue, reports as follows:

That the Letter of Intent be approved subject to the receipt of the required bonds and insurance certificates and that all work to be as directed by the Department of Public Service. No City funds are involved as 100% of this cost will be paid by the applicant.

Signed:

JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

September 4, 1975

Honorable Mayor and City Council
City Hall
Lansing, Michigan
Gentlemen:

Attached is a Letter of Intent submitted by John Bondarenko, to construct sanitary sewers to serve apartments at 2414 W. Willow.

I recommend the approval of this Letter of Intent.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

September 4, 1975

Honorable Mayor Graves
and Lansing City Council

The Lansing Bicentennial Commission's Armed Services Committee is sponsoring a Colonial Military Ball, celebrating the 200th Anniversary of the Armed Services, on October 4, 1975, at the National Guard Headquarters Armory, 2500 S. Washington Ave.

The Anniversary Ball will begin with a cocktail hour at 7:00 p.m. Food will be catered by Campbell's Catering. Additionally, the Armed Services Committee wishes to set up a cash bar. Therefore, we request permission to obtain a 24-hour liquor permit for this occasion.

If you have any questions to ask regarding this affair, please contact me.

Sincerely,

LYNDA M. EGBERT,
Bicentennial Director.

Referred to Committee on City Affairs.

REPORT OF COMMITTEE

The Committee on CITY AFFAIRS, to whom was referred the request of the Lansing Bicentennial Commission's Armed Services Committee for permission to serve alcoholic beverages at a Colonial Military Ball on October 4, 1975 at the National Guard Headquarters armory, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

September 4, 1975

Honorable Mayor Graves
and Lansing City Council

The Lansing Bicentennial Commission's Executive Committee, at its last meeting on July 30, 1975, voted unanimously that the Lansing Bicentennial Commission sponsor the 4th of July Parade in 1976.

It was suggested by Mr. James Bury, Executive Committee member and Community

Relations Manager, Michigan Bell Telephone, that the Lansing Bicentennial Commission establish a sub-committee to serve in an advisory capacity for the parade.

Furthermore, it has been established by the Executive Committee that, in lieu of permission from Mayor Graves and the Lansing City Council to sponsor the 1976 Independence Day Parade, Brig. Gen. John Taylor, Asst. Adjutant General to the State of Michigan, be appointed as Chairman of the Parade Committee with the following membership:

Mr. Tony Benavides, Director, Cristo Rey Community Center

Mr. Dick Letts, Director, Human Relations Department

Mr. John Marrs, Director, Information Services, Lansing School District

Mr. Charles Brown, Division Manager, Consumers Power Company

Mr. Fritz Bennetts, Director, Public Relations, Oldsmobile

Mr. Bob Black, Executive Assistant to Mayor Graves

Additionally, the Lansing Bicentennial Commission staff office will coordinate citizen participation and planned activities for the 1976 Independence Day Parade.

Awaiting your reply, I remain

Sincerely,

LYNDA M. EGBERT,
Bicentennial Director.

Referred to Committee on City Affairs.

September 3, 1975

Honorable Mayor
and City Council
City Hall
Lansing, Michigan

Subject: B-75-400 Air Compressor

Gentlemen:

Four bids for a new air compressor were opened at 3:00 P.M., E.D.T. on Tuesday, August 19, 1975. See reverse for a tabulation of the bids.

We recommend acceptance of the bid submitted by Sullair in the amount of \$5,700.00. This was the lowest of the bids that met our specifications and requirements.

Respectfully submitted,

VAUGHAN L. MCKINCH,
Purchasing Director,
RAYMOND O. SEVERY,
Traffic Engineer.

Referred to Committee on Public Safety.

REPORT OF COMMITTEE

The Committee on PUBLIC SAFETY, to whom was referred the recommendation of the Purchasing Director and the Traffic Engineer that the bid submitted by Sullair in the amount of \$5,700.00 for the purchase of an air compressor, be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Traffic Engineer.

Signed:

TERRY J. McKANE,
ROGER T. MAY,
JOHN T. ANAS,
Committee on Public Safety.

By Councilman McKane—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

September 3, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: B-75-402 Trucks

Gentlemen:

Attached is the tabulation of four bids for the purchases of trucks for the Parks and Recreation Department and the Traffic Department which were opened at 3:00 P.M., E.D.T., on Tuesday, August 26, 1975.

We recommend acceptance of the second low bid on Item No. 1 for \$15,198.40 and Item No. 2 for \$8,044.99, submitted by Max Curtis Ford Truck, the low bid was not to specifications we recommend, the low bid submitted by Bud Kouts Chevrolet on Item No. 3 for \$13,737.36 and low bid submitted by University Olds for \$4,189.00 on Item No. 4 and \$6,228.00 on Item No. 6, for a total authorized amount of \$47,397.75.

Respectfully submitted,

VAUGHAN L. McKINCH,
Purchasing Director,

RAYMOND O. SEVERY,
Traffic Engineer,

THEODORE J. HASKELL,
Director,
Parks and Recreation.

Referred to Committee on Public Safety and Committee on Parks and Recreation.

REPORT OF COMMITTEE

The Committee on PARKS AND RECREATION and Committee on PUBLIC

SAFETY, to whom was referred the recommendation of the Purchasing Director, the Traffic Engineer, and the Director of Parks and Recreation that the following bids be accepted: second low bid on Item No. 1 for \$15,198.40 and Item No. 2 for \$8,044.99, submitted by Max Curtis Ford Truck, the low bid was not to specifications we recommend, the low bid submitted by Bud Kouts Chevrolet on Item No. 3 for \$13,737.36 and low bid submitted by University Olds for \$4,189.00 on Item No. 4 and \$6,228.00 on Item No. 6, for a total authorized amount of \$47,397.75, reports as follows:

The Committees concur in the recommendation of the Purchasing Director, Traffic Engineer and the Director of Parks and Recreation.

Signed:

JAMES D. BLAIR,
ROGER T. MAY,
TERRY J. McKANE,
JOEL I. FERGUSON,
Committee on Parks and
Recreation,

TERRY J. McKANE,
JOEL I. FERGUSON,
Committee on Public Safety.

By Councilman Blair and
Councilman McKane—

That the report of the Committees be adopted.

Adopted by the following vote:

Unanimously.

September 4, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: 1976 Automobiles B-75-410, B-75-411, B-75-412, and B-75-414

Gentlemen:

Attached is the tabulation of the three bids which were opened at 3:00 P.M., E.D.T., on Tuesday, September 2, 1975, for the purchase of 1976 automobiles for the City of Lansing.

We recommend acceptance of the low bids submitted by Story Oldsmobile. In the instances where Bud Kouts Chevrolet bids were lower, they were not bidding a comparable equivalent to our specifications.

The number of cars purchased this year will be held within the budget as approved by the Mayor and City Council. Due to the increase in costs for the 1976 models, the majority of the cars purchased will be the

mid-size models and only where necessity dictates will full-size vehicles be purchased.

Respectfully submitted,

VAUGHAN L. McKINCH,
Purchasing Director,

DANIEL J. BODWIN,
Personnel Director.

Referred to Committee on Finance.

REPORT OF COMMITTEE

The Committee on FINANCE, to whom was referred the recommendation of the Purchasing Director and the Director of Personnel that the low bids submitted by Story Oldsmobile for the purchase of 1976 automobiles for the City of Lansing, be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Director of Personnel.

Signed:

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Finance.

By Councilman Anas—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

September 4, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: B-75-403 Stock Forms

Gentlemen:

Five bids for the purchase of stock forms were opened at 3:00 P.M., E.D.T., on Tuesday, September 2, 1975.

We recommend acceptance of the low bid submitted by Superior Business Forms, Inc., for \$5.67 on Item No. 1, \$14.94 on Item No. 2, \$34.39 on Item No. 3, \$59.94 on Item No. 4, \$25.76 on Item No. 5, and \$10.83 on Item No. 6.

Respectfully submitted,

VAUGHAN L. McKINCH,
Purchasing Director,

LARRY A. MARTIN,
Director, Data Processing.

Referred to Committee on Finance.

REPORT OF COMMITTEE

The Committee on FINANCE, to whom was referred the recommendation of the Purchasing Director and the Director of Data Processing that the low bid submitted by Superior Business Forms, Inc., for \$5.67 on Item No. 1, \$14.94 on Item No. 2, \$34.39 on Item No. 3, \$59.94 on Item No. 4, \$25.76 on Item No. 5, and \$10.83 on Item No. 6, all stock forms, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Director of Data Processing.

Signed:

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Finance.

By Councilman Anas—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

September 4, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: B-75-397 Salt Storage Building
Revisions, PS 46055

Gentlemen:

Seven bids for the Salt Storage Building Revisions, PS 46055, were opened at 3:00 P.M., E.D.T., on September 2, 1975.

We recommend acceptance of the low bid submitted by the Reitsma-Miller Construction Company in the amount of \$30,053.00 and an additional 15% for contingencies in the amount of \$4,507.95, making the total amount authorized \$34,560.95.

Respectfully submitted,

VAUGHAN L. McKINCH,
Purchasing Director,

ROBERT R. BACKUS,
Public Service Director.

Referred to Committee on Public Service and Highways.

September 4, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

The Board of Public Service to whom was referred the Final Plat of Denali Park

Subdivision, recommends approval of said Plat subject to the filing of the necessary petitions and financial security, and subject to the filing of the application and permit for Soil Erosion and Sedimentation Control.

Respectfully submitted,

BARBARA GARLOCK,
Secretary.

Referred to Committee on Public Service and Highways.

September 4, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

The Board of Public Service to whom was referred a letter from agent for owners of 1307-1305 Coolidge Rd., requesting the opening of landlocked property of Shelter Lane Rd., recommends that this request be denied.

Respectfully submitted,

BARBARA GARLOCK,
Secretary.

Referred to Committee on Public Service and Highways.

September 4, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

The Board of Public Service to whom was referred a letter from Francis C. Clegg and Betty L. Clegg, requesting that an area of six feet by twenty six feet (6' x 26') of the easement on the south line of Lot 79 of Somerset Subdivision be vacated or encroached upon for the purpose of building a garage at 2200 Vassar Drive, recommends approval of said request subject to an Agreement satisfactory to the City Attorney that would protect the City from any liability or additional costs if it ever became necessary to repair or replace the existing or future sewers occupying the easement. Prior to construction the garage plans must be approved by the Department of Public Service.

Respectfully submitted,

BARBARA GARLOCK,
Secretary.

Referred to Committee on Public Service and Highways.

September 4, 1975

SUP-8-75

213 East St. Joseph Street

Honorable Mayor and

Members of City Council:

The Lansing Planning Board, at their September 2, 1975 meeting, received a letter from Herschel J. Roper, Director of Comprehensive Substance Abuse Treatment Program, requesting withdrawal of the Special Use Permit for the use of the property as a Methadone Clinic on the premises known as 213 East St. Joseph Street.

The Planning Board voted unanimously to accept the withdrawal of this application and are recommending that City Council concur in this recommendation and that no further action be taken.

Sincerely,

DAVID L. PURVES
for Alan E. Tubbs, Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

September 4, 1975

SUP-9-75

2300 North Waverly Road

Honorable Mayor and

Members of City Council:

The Lansing Planning Board, at their September 2, 1975 meeting, recommended that the request by the Maranatha Baptist Church for a Special Use Permit to operate a day care center on the premises be approved.

Review of this site and development around the site reveal that the standards of the Ordinance can be complied with. There is more than adequate on-site outdoor play area. Parking is available in the large parking lot to the rear of the church. Ingress and egress to the site is from Cambrey Drive off Waverly Road and should not be any more offensive to the adjacent residents than the normal traffic generated by the church services. Site inspections have been made by the Fire Department; which indicate that this facility meets all the minimum fire safety standards and, therefore, they have indicated their approval of this church facility for a day care center. The Environmental Health Division of the Ingham County Health Department has also reviewed this site. They comment that the three rooms on the east side of the south wing were surveyed for use as a day care center and these rooms are satisfactory in all respects and would accommodate twenty (20) children in each room, for a total of sixty (60) children. There are sufficient toilet facilities for these children; however, an exhaust system would

need to be turned on when the center is in operation. Kitchen facilities are adequate.

There were two persons present at the August 5, 1975 public hearing stating opposition to this request. The Board recommendation was by a 7 yeas, 1 nay vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

SUP-10-75

September 4, 1975

321 East Holmes Road

Honorable Mayor and

Members of City Council:

The Lansing Planning Board, on September 2, 1975, recommended that the request by Phyllis Pace for a Special Use Permit on the premises at 321 East Holmes Road for the operation of a combination baby sitting service and bible school be approved.

The Board believes that the existing building and premises will allow for this type of use without seriously affecting the surrounding properties. This operation will be for 20 to 25 children from 2½ to 5 years of age on Thursdays from 9 a.m. to 1:30 p.m. The building and property is owned by the Holmes Road Church of Christ. It would appear that there would be no objectionable activities carried on by the applicant. The request includes utilization of an existing church building and open space and off-street parking for a child day care center. The site has direct access to Holmes Road, a major street. Therefore, any adverse affects in terms of traffic and activity on adjacent uses will be limited. The existing facility will be used without any structural change, therefore, the character of this development will not change from normal activities which are included with the church and Sunday school.

The site is large enough to meet the minimum Code requirements; however, no specific site plan has been submitted that would identify the specific play area for children attending the school. The Board recommends that prior to final consideration by City Council, that a site plan be submitted which would identify the open play area so that determination can be made as to their possible affects on adjacent residential lands.

There was no one present at the September 2, 1975, public hearing in opposition to this request. This recommendation is made with unanimous approval of the Board.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

September 4, 1975

Z-34-75

1126 West Saginaw Street

Honorable Mayor and

Members of City Council:

The Lansing Planning Board, at their regular meeting of September 2, 1975, recommended that the request initiated by the City Council of the City of Lansing to rezone property located at 1126 West Saginaw Street from "B" Residential District to "J" Parking District to allow for the expansion of the parking facility at St. Lawrence Hospital be approved.

The Board has found that the request is in conformance with the 1960 Comprehensive Master Plan and is not expected to have any negative impacts on the surrounding area or the public facilities serving this site. The parking lots on three sides of this property and the major thoroughfare on the other make this site undesirable for residential use. The requested rezoning would allow the hospital to expand their parking lot by approximately seventeen (17) parking spaces.

There was no opposition expressed to this requested rezoning at the September 2 public hearing. This recommendation is made by unanimous vote of the Board.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

Z-36-75

September 4, 1975

4408 South Cedar Street

Honorable Mayor and

Members of City Council:

The Lansing Planning Board, at their meeting of September 2, 1975, recommended that the request by Hazel K. LeGrand to rezone property at 4408 South Cedar Street from "D-1" Professional Office District to "E" Apartment Shop District be approved.

The petitioner proposes to use this property for the establishment of a gift shop. The 1960 Comprehensive Master Plan recommends that this area be developed for low density (2 to 3 dwelling units per acre) residential. However, past development here has substantially changed the character of the area to the point that the majority of properties on the west side of Cedar Street are commercial in nature. The subject property is not expected to ever be developed for a purely residential use. It is, therefore, unrealistic to attempt to strictly apply the recommendations of the Master Plan to this site.

This rezoning is expected to have little impact on the area and the public facilities serving it. The real estate office, previously operated on this site, and the traffic generated by the proposed use will be quite similar. A survey of the property found that the site has adequate off-street parking area available, although it is not paved at this time. Further, screening and fencing may be required to protect the residential properties to the west.

At the September 2, 1975 public hearing the petitioner stated that no extensive remodeling would be done to the building. No one was present at that meeting in opposition to the request. The Board recommendation is by a unanimous vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

September 4, 1975

Z-38-75

2420 South Pennsylvania Avenue

Honorable Mayor and

Members of City Council:

The Lansing Planning Board, at their September 2, 1975 meeting, recommended that the request by Maxim Bruziensky to rezone property at 2420 South Pennsylvania Avenue from "D-1" Professional Office District to "E" Apartment Shop District to remodel the structure for use as a one chair barber shop be approved.

The 1960 Comprehensive Master Plan recommends that this be developed for medium density (4 to 10 dwelling units per acre) residential. However, over the years zoning changes have been allowed in this area that make residential use unlikely. Also, the location of this parcel, on Pennsylvania Avenue between the retail sales building and an office building with a parking lot and a railroad track to the rear, does not create an attractive residential environment. It is evident that this site is no longer suitable for residential purposes.

The requested rezoning is not expected to have any noticeable negative impacts on the surrounding area. The barber shop will be a small operation and will generate little traffic. Also, in comparison to the adjacent uses, the proposed use of this site will create little noise, dust, fire, or air pollution. The petitioner will be required to provide adequate off-street parking as part of the application for building permit. The Board requires three (3) off-street parking spaces for this proposed use.

There was one person present at the September 2, 1975 public hearing in favor of this requested rezoning. This recommendation is made by a 7 yea, 1 nay vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

September 4, 1975

Z-9-75B

5000 North Grand River Avenue

Honorable Mayor and

Members of City Council:

The Lansing Planning Board, at their September 2, 1975 meeting, recommended that the request by Arthur Arvanites and Louis Vlahakis to rezone property located in the 5000 block of North Grand River Avenue from "D-M" Multiple, "C-2" Family, and "A-1" Single Family District to "CUP" Community Unit Plan and an "F" Commercial District be approved, subject to the following:

- 1) That the southernmost 16-unit building be reduced to a total of 12 units of eight 2-bedroom units and four 1-bedroom units.
- 2) That the land be platted with the required public streets prior to issuance of Building Permits. Platting is to be in accord with the Michigan State Plat Act and the Lansing Subdivision Regulations.
- 3) That all improvements are to be built to City of Lansing standards, including drive openings.
- 4) That all lots are to be graded so that surface water will drain therefrom so as not to affect adjacent properties.
- 5) That the development be served with underground facilities.
- 6) That a landscape plan and screening plan be submitted and approved prior to the issuance of Occupancy Permits.
- 7) That the development be constructed in accordance with the approved plan.

The site in question has been through considerable analysis to date. The proposed rezoning first came before the Planning Board at their March 18, 1975 meeting. The site plan at that time showed Amherst Drive being extended north to North Grand River Avenue. There was a great amount of citizen opposition to the extension of the road. The revised plan shows a cul-de-sac street serving the property with access from North Grand River Avenue. This plan was submitted to the Board on August 5, 1975.

Citizen opposition was also based upon the fact that there was already an overabundance of apartments in the area.

The critical areas of the proposed rezoning occur along the south and east bound

daries, where the property abuts existing single family residential units. The easterly property line abuts apartment and office development. Two parcels intrude into the site and contain single family residential structures.

A reduction of the two 16-unit apartment buildings to contain 12 units each will reduce the density somewhat and provide a little more open space for the proposed future residents. The net density of the proposal is 17.6 dwelling units per acre, which is quite high for the particular area in which the site is located. At present there is minimal open space on the plan.

The Board believes that the foregoing approval is in accord with Section 36-7 of the Ordinance based on the following:

- 1) Conditions of approval provide for protection to adjacent residential properties so that they will not be adversely affected by this development.
- 2) Design and layout of this plan is consistent with the intent and purpose of this Chapter to promote public health, safety, morals, and general welfare. The buildings are proposed, and shall be used, for residential development and the usual accessory uses.

There were six persons present at the March 18, 1975 public hearing in opposition to this request. A petition was presented at that time with 79 opposing signatures. On July 1, 1975 another petition was presented to the Board with 120 signatures in opposition to this requested rezoning.

This recommendation is made by a unanimous vote of the Board.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

September 4, 1975

Z-51-73

Oldsmobile Parcels

Honorable Mayor and

Members of City Council

This application was initiated by the City Council with the thought of rezoning several small residential parcels of land within the established industrial complex lying west of Logan Street and south of Main Street.

Following the normal referral to the Planning Board, a public hearing was held by the Board, at which time several property owners objected to having the zoning of their property changed. Reasons related to increased tax assessments, non-conform-

ing status, and so forth. Following this public hearing, September 4, 1975, the Board tabled this request and no further action has been taken.

Within this year General Motors Corporation has filed rezoning applications which include some of the parcels which were initially considered under Z-51-73. This leaves two zoning applications for the same properties. Therefore, the Lansing Planning Board, at their August 5, 1975 meeting, reviewed this rezoning request and recommended by unanimous vote denial of Z-51-73 to clear the records and eliminate any conflict that may occur within the Zoning Law.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

September 4, 1975

Z-27-75

800 Block Birch Street

Honorable Mayor and

Members of City Council:

The Lansing Planning Board, at their meeting of September 2, 1975, recommended that the request by General Motors Corporation to rezone property located in the 800 block of Birch Street from "B" Residential District and "C-2" Family District to "T" Heavy Industrial District be approved.

The 1960 Comprehensive Master Plan, as amended, projected this site and area for industrial expansion. Industrial expansion has occurred into this area, and plans are to continue. Zoning of this land as proposed will promote assemblage of land and should not seriously affect development of the vicinity.

There was no opposition expressed at the August 5, 1975 public hearing. This recommendation is by unanimous vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

September 2, 1975

Z-28-75

900 Block of South Logan Street

Honorable Mayor and

Members of City Council:

The Lansing Planning Board, at their regular meeting of September 2, 1975, rec-

ommended that the request by General Motors Corporation to rezone property in the 900 block of South Logan Street from "E-1" Drive In Shop and "F" Commercial District to "I" Heavy Industrial District be approved.

The 1960 Comprehensive Master Plan recommends that this site be developed for industrial use. The requested rezoning is in line with the recommendations of the Master Plan. The rezoning would allow the petitioner to complete the orderly industrial development of the block. The rezoning is not expected to have any noticeable impact on the area or the public facilities serving the site. However, if the petitioner utilizes this site for parking, ingress and egress should not be to Logan Street. This would create turn movements and additional traffic congestion on an already busy street.

There was no opposition expressed at the August 5, 1975 public hearing. This recommendation is by unanimous vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

September 4, 1975

Z-29-75

Birch/Albert Streets

Honorable Mayor and

Members of City Council:

At their regular September 2, 1975 meeting, the Lansing Planning Board recommended that the request by General Motors Corporation to rezone property at the intersection of Birch and Albert Streets from an Unzoned District to "I" Heavy Industrial District be approved.

The 1960 Comprehensive Master Plan recommends that this area be developed for industrial use. The requested rezoning is in line with the recommendations of that Master Plan, and also with existing land use in the area. The rezoning is not expected to have any negative impact on the area.

There was no opposition expressed at the August 5, 1975 public hearing. This recommendation was by unanimous vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

September 4, 1975

Z-30-75

904 Birch Street

Honorable Mayor and

Members of City Council:

The Lansing Planning Board, at their September 2, 1975 meeting, recommended that the request by General Motors Corporation to rezone property located at 904 Birch Street from "B" Residential District to "I" Heavy Industrial District be approved.

The 1960 Comprehensive Master Plan recommends that this area be developed for industrial use. The requested rezoning is in line with that recommendation and with existing land use in the area. The rezoning will allow the petitioner to complete an orderly assemblage of land in this block, and is not expected to have any noticeable negative impact on the nearby residential area.

No opposition was expressed at the August 5, 1975 public hearing. This recommendation is by unanimous vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

September 4, 1975

Z-33-75

Intersection Kaynorth/Northrup

Honorable Mayor and

Members of City Council:

At the September 2, 1975 regular meeting of the Lansing Planning Board, it was recommended that the request by Thomas B. Mulder to rezone Lot 2 of Stoneridge Meadows Subdivision from "CUP" Community Unit Plan to "DM-1" Multiple Dwelling District for construction of eighteen (18) garden apartment units (1 bedroom) be approved.

The 1960 Comprehensive Master Plan recommends that the area be developed for low density (2 to 3 dwelling units per acre) residential. However, in 1969 the Planning Board modified the Master Plan by recommending that this site be zoned for a Community Unit Plan with ten (10) condominium units in two buildings. There is not much difference in the density of dwelling units or the intensity of use between the ten condominium units and the proposed 18 garden, one bedroom apartment units. The only notable impact the extra eight units will have is the additional off-street parking for sixteen (16) vehicles. However, this site is large enough so that there should be no problem adding these parking

spaces. Also, the site is close to a major street (South Cedar) so the traffic from the subject property will not be traveling any great distance through a low density residential area. Land use development adjacent and contiguous to this site is non-residential in nature and would not be seriously affected by the proposed change. The Zoning Ordinance requires that final approval to the site development plan be given by the Planning Board.

There was no opposition to this request at the August 5, 1975 public hearing. This is recommended by a unanimous vote of the Board.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

September 4, 1975

Z-31-75

1313 Mary Avenue

Honorable Mayor and

Members of City Council:

The Lansing Planning Board, at their September 2, 1975 meeting, recommended that the request by National Health Enterprise of Santa Monica, California, to rezone property at 1313 Mary Avenue from "J" Parking District to "D" Apartment District to construct a kitchen facility be approved.

The requested change will allow for the expansion of the existing nursing home. The site plan indicates that the necessary requirements of the Zoning Code will be complied with and that the expansion will not seriously affect adjacent property owners. A nursing home generates little noise or traffic which might affect other adjacent properties. It is not expected to overload public facilities serving the area in any way. The rezoning of the site is not expected to stimulate requests for similar rezonings in the area, as the use on this site is not typical for a "D" Apartment District. The proposed addition projects to the east from the existing building toward the vacant land that backs up to the commercial property along Logan Street.

There were two persons present at the August 5, 1975 public hearing in opposition to this request. This recommendation is made by a unanimous vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

September 4, 1975

Z-32-75

1003 Westmoreland

Honorable Mayor and

Members of City Council

The Lansing Planning Board, at their September 2, 1975 meeting, recommended that the request by William J. Warner to rezone the property located at 1003 Westmoreland from "B" Residential District to "C-2" Family District be approved.

The Board believes that the existing structure and garage is vacant and in need of extensive repair. Office records show that the structure was initially used as a two family dwelling and continued that use for several years. Due to the fact that the site under consideration is non-conforming, any extensive remodeling to the dwelling is prohibited. This non-conforming status actually acts as a detriment to upgrading of property.

In terms of the single family zoning district in this area, the requested change will constitute a spot zone and could promote requests similar in nature. Therefore, it is suggested that approval be based on prior use of the site and the need to provide incentives for upgrading so that the property becomes an asset to the community rather than a detriment.

The requested rezoning is not expected to have any impact on public streets, schools, or other facilities servicing the site. The site has adequate area (8,000 square feet) to provide room for the required four (4) off-street parking spaces. Also, the size of this site will allow its use as a two family unit without being a detrimental impact on the areas surrounding the site.

There were three persons present at the August 5, 1975 public hearing with concerns regarding this request. This recommendation is by a 6 yeas, 2 nays vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

September 3, 1975

Honorable Mayor and

Members of City Council

Re: BP-9-75
216 West Mt. Hope

Gentlemen:

At the meeting of the Planning Board on September 2, 1975, the proposed sale of City owned property at the above address was reviewed. The property consists of

three vacant lots which are presently leased to Atlas Drop Forge and used for employee parking.

This property is within the City's Community Development designated areas, i.e., Neighborhood Development Area No. 3, and is scheduled for study and planning during the next eighteen months. A Citizens District Council is required as part of that Neighborhood Development program. That Citizens Council will be informed of and will help provide direction regarding the planning for that area.

Therefore the Planning Board recommends against the sale of this property at this time. However after the Citizens District Council has been formed and appropriate planning studies have been completed, the sale of these lots may be appropriate and should be re-evaluated at that time.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Buildings and Properties.

September 3, 1975

Act-15-75

Honorable Mayor and

Members of City Council

Gentlemen:

At the meeting of the Planning Board, September 2, 1975, the location of the proposed Southeast Lansing Recreation Center on the site of the former Topps Department Store was reviewed according to the stipulations of Act 285 P.A. 1931. The following items were considered in that review:

- 1) General City growth trends and site accessibility via auto, bus and on foot and bicycle.
- 2) Existing street capacities and traffic volumes.
- 3) Existing physical environment including the adjacent residential development.
- 4) The uses and activities proposed to occupy both the building and the site.
- 5) The potential of the site for commercial development.
- 6) Environmental considerations.

It was concluded that, due to the location of the site relative to the population it is to serve, the excellent auto access available, and the overall physical size of the site, the proposed site can accommodate a recreation center for the residents of southeast Lansing.

However this conclusion was contingent on the following:

- 1) The data received from the Traffic Engineer regarding MESC traffic volumes and daily activity be evaluated regarding its impact on the proposed use of the site as a recreational center. If it is concluded that problems will exist between the office space and the recreation center, then every effort should be made to eliminate those problems in the site planning phase. The main concern here is to promote and obtain uses that are compatible with a recreation center. This concern also applies to the presently unknown uses that will occupy the excess building area.
- 2) Site design should provide adequate buffer space between the proposed activities and the adjacent residential development. Also during the site planning phase, the Traffic Engineer and the Planning staff should work with the consultant to determine the best auto ingress/egress for the site. Similarly, easy pedestrian and bicycle access should be developed not only from the east and south but also from the north and the west.

This review and approval satisfies the "locational" aspect of Act 285 P.A. 1931. However, according to the Act, a "character and extent" review and approval is also required. Therefore, when preliminary design of the site and the building is completed, City Council should request the Planning Board to undertake such review and approval.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee of the Whole.

September 3, 1975

Honorable Mayor and

Members of City Council

Re: Act-16-75
240 Mill Street

Gentlemen:

According to the stipulations of Act 285, P.A. 1931, the Planning Board, at their September 2, 1975 meeting, reviewed the proposed change of use for the former C.A.T.A. garage property. The Board understands that the following uses are proposed:

- 1) Office and meeting rooms for Youth Development Corporation
- 2) Repair, maintenance and storage area for the Parks and Recreation Department

- 3) City car wash
- 4) Traffic Department sign shop
- 5) Police vehicle storage
- 6) Auto cooperative
- 7) Future office space

The factors considered in that review are reflected in the recommendation of the Board which is as follows:

The Board agreed that the age and condition of the buildings on this site, the amount of money needed to upgrade them, the flood plain condition, and the City's waterfront development plans indicate that any use of these buildings should be considered temporary in nature, i.e., in five to ten years the building should be demolished and the site converted into waterfront parkland and other uses as stated below.

Therefore, with this long range goal in mind, the recommendations for temporary use of this facility are as follows:

- 1) The uses as proposed can be accommodated on the site as they are not in conflict with the surrounding uses.
- 2) Any new construction of buildings, such as future office space, should not be permitted.
- 3) Although access to and egress from the site are awkward, no expense should be incurred to improve these conditions.
- 4) To eliminate potential flood damage, proper precautions should be taken regarding equipment, materials, files, etc. An emergency plan should be developed indicating what equipment should be moved in case of a flood. Also mechanical and electrical systems and equipment should be properly elevated or flood proofed.
- 5) As parking space to accommodate the various uses may be a problem, the various parking needs should be developed and a parking plan prepared.
- 6) As heating systems are needed and electrical upgrading is required, and as other renovation is required, the amount of money appropriated to temporarily satisfy these needs should be kept to a bare minimum.
- 7) The City should set an example regarding waterfront development, therefore the visual impact of the site from those using the river should be considered. The site should be kept clean of debris, and any material and equipment should be stored inside the buildings.

As indicated earlier, the site should eventually be cleared and converted to waterfront open space. Furthermore, as parking within the Central City is a problem, a portion of this site could be converted to parking, with development of a pedestrian

bridge across the river. Thus, this kind of development would not only satisfy the Central City Development, but would also contribute to the City's waterfront development program, Mr. Reniger's proposal, the Urban Renewal Park development, and the City's Bicentennial effort.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

September 7, 1975

Hon. Mayor Pro-Tem and Members
of the Lansing City Council
City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

On Tuesday, September 2, you had before you East Side residents presenting complaints against, what is called, "Bzurpy's." Councilman Roger May made reference to "25 police calls made from June 6 to August 9." Listed by May were "rape . . . run away . . . fighting . . . hit and run . . . destruction of property . . . illegal parking . . . loud music . . . public urination . . . and, on and on."

The question arose as to what could be done. I refer you to my communication to you dated February 14, 1972, which contained the following quote from the Liquor Control Commission, Department of Commerce, State of Michigan:

"Section 17 of the Liquor Control Act (M.S.A. 18.988) provides in part:

' . . . All applications for licenses to sell beer and wine or spirits for consumption on the premises, except in counties of 1,000,000 population or over, shall be approved by the local legislative body in which said applicant's place of business is located before being granted a license by the commission, except that in the case of an application for renewal of an existing license, where no objection to a renewal has been filed with the commission by the local legislative body, prior to 30 days before the date of expiration of the license, the approval of the local legislative body shall not be required. . . . '

All licenses issued by the Commission expire on April 30, following date of issuance.

If you have any objection to the renewal of any public license for consumption of liquor on the premises in your governmental unit; i.e., Class "C," Tavern, B-Hotel, or A-Hotel license, either

full-year, or Resort, please forward said objection in the form of a **RESOLUTION** certified to by the Clerk as the official proceedings of the meeting at which such action was taken indicating the date thereof.

Subsequent to any objection to renewal of a license being received by the Liquor Control Commission, the Liquor Control Act requires the approval of the local legislative body with respect to renewal of the license. Such approval must also be in the form of a **RESOLUTION** certified to by the Clerk as the official proceedings of a meeting of the local legislative body, indicating the date of such meeting."

The aforementioned certainly offers you the opportunity to object to the renewal of the Liquor License of Bzurpys'. A representative of the Enforcement Division of the Liquor Control Commission recommends that such action be preceded by a Hearing involving the licensee, and that cause must be shown. Should your decision to hold such a Hearing be in the affirmative, I am of the opinion that it behoves you to **immediately establish a date** for said Hearing; that the licensee should be immediately notified in writing; that the complaining residents of the area should be notified; and, that you take into consideration the following excerpts from the Code of the City of Lansing.

Chapter 4, Article I, Section 4-3:

"No license for selling alcoholic liquor shall be approved by the city council except under the following condition. . . .

(3) Unless the city council shall be of the opinion that the applicant is a fit person to operate under the license applied for. . . ."

Article III, Section 4-23:

"No such license shall be issued unless the premises for which application is made complies with all the laws and ordinances of the state and the city, and all rules and regulations of the building department, police department, health officer and fire department, and in the opinion of the city council, is a safe and proper place to operate such business, nor shall any license be issued unless the applicant is of good moral character and is a suitable person to conduct and operate such cabaret, and is a bona fide operator or owner of such cabaret, nor unless the applicant is a citizen of the United States and the State of Michigan and a resident of the city for at least six months next preceding the filing of the application, and, in case of a corporation, unless the majority of the shares of stock are owned by citizens of the United States.

Article III, Section 4-26:

"The city council shall revoke any license already issued to the proprietor or lessee or manager of any cabaret upon proof of the violation by any such proprietor or lessee or manager of any stat-

ute of the state for which violation a fine may be imposed or a sentence to imprisonment in a state prison may attach or be imposed, or for which violation a sentence to confinement in the county jail may attach or be imposed; and the city council shall revoke any license already issued to the proprietor or lessee or manager of any cabaret upon proof of violation of any ordinance of the city regulating, controlling or in any way relating to the construction of any such cabaret or of any ordinance regulating, controlling or in any way relating to health, sanitation, fire protection or the public peace or for the violation of any of the provisions of this article."

Article III, Section 4-27(b):

"No licensee, by himself or another, shall permit his establishment to become a place for thieves, prostitutes, procurers, vagrants or other disorderly persons to congregate, loiter or resort."

Chapter 21, Article I, Section 21-1:

"No person shall permit or suffer on premises owned by him, or on any premises which he may occupy, located within the city limits, any nuisance, nor shall any person exercise any calling or trade within the city which is unwholesome or offensive, or by which a nuisance shall be created.

Conditions enumerated in this chapter shall be deemed nuisances; provided however, such conditions shall not be exclusive, and any offensive condition, whether or not enumerated herein, shall be deemed a nuisance."

Article I, Section 21-7:

"It shall be unlawful for any person to make, continue, or cause to be made or continued any loud, unnecessary or unusual noise or any noise which either annoys, disturbs, injures or endangers the comfort, repose, health, peace or safety of others, within the limits of the city."

Article I, Section 21-8(3):

"Yelling, shouting, hooting, whistling or singing on the public streets, particularly between the hours of eleven o'clock p.m. and seven o'clock a.m., or at any time or place so as to annoy or disturb the quiet, comfort or repose of any persons in any office, or in any dwelling, hotel or other type of residence, or of any person in the vicinity."

If after the Hearing the charges of the area residents and the Police Department are as already stated, I recommend that you then adopt the necessary resolution, with cause shown, advising the Liquor Control Commission of your objections to the renewal of the license involved. To some this may sound like drastic action. However, without direct action, I am of the opinion that the excellent operators in our community will be categorized with the not so excellent operators, and to the detriment of large business investments. In my com-

munication to you of July 3, 1974, I pointed out that the dispensing of liquor by a licensee is a privilege—it is not a right—if that privilege is abused by a licensee, then action on your part is a necessity.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

September 8, 1975

Hon. Mayor Pro-Tem and Members
of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and

Council Members:

For your information, I am attaching a copy of my most recent communication from the U. S. Department of Housing and Urban Development pertaining to what is commonly known as "Capital Commons." Please note that a private developer is seeking assistance from HUD, but the thought of that application is not receiving the most positive response. "Capital Commons" is considered a high risk area, lacks an urban renewal plan, and is not a Federally assisted urban renewal area.

To date, you have committed substantial dollars to BILD Corporation, which obviously has not been very effective. Contrary to the recommendations of my office, and that of your own Technical Planning Committee, you did not phase "Capital Commons" into the newly established City Housing and Redevelopment Department, but instead chose to let BILD operate on a semi-independent basis, with some input from the City. Through last June 30, you have through Model Cities, provided BILD with \$604,392. The revolving fund for that agency is \$1,261,578 and, unfortunately, you have permitted BILD to use the revolving fund for continuing administration. In addition, \$200,000 has been reserved in the Urgent Needs Grant to "square off" Capital Commons. Because HUD is apparently not satisfied and because tax dollars are involved, I am advising that I am granting the request of Federal officials for a meeting including myself and certain department heads.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING RESOLUTIONS — YOU MAY SPEAK ONLY FOR 3-MINUTES ON ANY ONE RESOLUTION.

No persons spoke.

RESOLUTIONS

By Committee on Public Service and
Highways—

Resolved by the City Council of the City of Lansing:

That the low bid of Reitsma-Miller Construction for the Salt Storage Building Revisions, P.S. 46055, in the amount of \$30,053.00 be accepted.

An additional 15% in the amount of \$4,507.95 is hereby authorized to be encumbered by the Controller for contingencies, making the total encumbered amount under this Contract, \$34,560.95.

After the award, the successful bidder shall be required to execute the contract as specified, within ten days after the prescribed forms are presented to him for signature as stipulated in "Instruction to Bidders" of the Contract.

Be It Further Resolved That the Mayor and City Clerk be directed to execute a contract with the said Reitsma-Miller Construction on behalf of the City of Lansing according to the said bid presented and the specifications on file, upon approval of the contract, and of the bonds and insurance policies by the City Attorney, and upon certification of the City Controller as to the availability of funds.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and
Highways—

Resolved by the City Council of the City of Lansing:

That the City Assessor be, and he is hereby directed to spread on the December, 1975 tax rolls, the cost of cutting weeds in the year 1975, in the amount of \$656.00, as reported this date by the Building Commissioner.

By Councilman Anas—

That Councilman May be excused from voting.

Carried.

The resolution was adopted by the following vote:

Unanimously.

By Committee on Public Service and
Highways—

Resolved by the City Council of the City of Lansing:

That the City Assessor be, and he is hereby directed to spread on the December, 1975

tax rolls, the cost of removing trash and debris from private properties in the year 1975, in the amount of \$769.87, as reported this date by the Building Commissioner. Attached find locations and costs.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency and the Lansing Senior Citizens, Incorporated, entered into a contract on October 11, 1974, effective from October 1, 1974 through September 30, 1975; and

Whereas, said contract was amended on May 21, 1975; and

Whereas, the City of Lansing through the Lansing City Demonstration Agency and the Lansing Senior Citizens, Incorporated, do mutually agree to again amend said contract of Fifty Thousand and 00/100 Dollars (\$50,000.00) according to the following revisions:

Description	From	To
Personnel	\$28,439.00	\$27,769.00
Professional Services	50.00	50.00
Travel and Conference	1,600.00	1,900.00
Occupancy	3,379.00	3,656.00
Cosumable Supplies	13,051.00	10,843.00
Equipment	791.00	3,192.00
Other	2,690.00	2,590.00
TOTALS:	\$50,000.00	\$50,000.00

Now, Therefore, Be It Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed Contract Amendment on behalf of the City of Lansing after approval as to form by the City Attorney and after certification as to availability of funds by the Finance Director of the City of Lansing and the Community Development Fiscal Officer.

Adopted by the following vote:

Unanimously.

By Committee on Planning—

Resolved by the City Council of the City of Lansing:

SJ-3-75

Southeast corner Jolly/Waverly Roads

More particularly described as:

Commencing 163 feet south of the northwest corner of Section 6, thence south 102 feet, south 89 deg. 36 min. east 405.9 feet parallel with north section line, north 40 deg. 59 min. east 348.95 feet on southeasterly right-of-way line former NYC RR to north section line, north 89 deg. 36 min. west 471.8 feet to a point 163 feet east of the northwest corner of section 6, south 163 feet, west 163 feet to beginning; Section 6, T3N, R2W,

Whereas a request for permission to erect an advertising sign for Walgreen's Drug Store within the "J" Parking District has been filed by Patrick Reid for the above described property; and

Whereas, pursuant to Chapter 36, Section 36-41 (9) of the Code of Ordinances of the City of Lansing, the Planning Department has reviewed this request; and

Whereas the Planning Department, upon review of this request, has forwarded a recommendation for approval of a temporary sign to the Planning Committee of the Lansing City Council, provided that this temporary sign is installed in accord with the Mobile Sign Ordinance, Section 9-54.1; and

Whereas the Planning Committee of City Council concurs with the Planning Department's recommendation,

Now, Therefore, Be It Resolved that the Council of the City of Lansing approves and allows the erection of a temporary sign on the above described property for a period not to exceed thirty (30) days; and that said sign shall be established in accord with the Mobile Sign Ordinance, Section 9-54.1.

Adopted by the following vote:

Unanimously.

By Committees on Planning and Public Service and Highways—

Resolved by the City Council of the City of Lansing:

P-3-73

Span-Mar Subdivision—Preliminary Plat

Whereas the application has been filed for approval of the Preliminary Plat of Span-Mar Subdivision; and

Whereas the Planning Department, in accordance with Section 37-38 of the Subdivision Control Ordinance, has reviewed this application and recommended approval thereof; and

Whereas the Planning Committee of Council and the Public Service and Highways Committee of City Council have reviewed this application and the report of the Planning Department and concur therewith;

Now, Therefore, Be It Resolved that the Preliminary Plat of Span-Mar Subdivision be approved; subject, however, to all conditions as set forth by the City Council at the time of tentative preliminary approval.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

That because of numerous complaints and objections from citizens in the area of Burpy's at 2021 East Michigan Avenue, the City Attorney is hereby directed to review these complaints and objections, and to take necessary action to eliminate the problems created in this area.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows for fiscal year ending June 30, 1975.

GENERAL FUND

\$1,017,696.56 to be inter-departmental transfers.

ACT 51—MAJOR STS. FUND

\$ 85,975.00 to be interdepartmental transfer.

ACT 51—LOCAL STS. FUND

\$ 195,300.00 to be interdepartmental transfers and

18,350.00 from Estimated Revenues
A/C 203-000-000-160

FEDERAL REVENUE SHARING

\$ 3,627.51 to be interdepartmental transfers from Estimated Revenues
A/C 249-000-000-160

MUNICIPAL CEMETERY FUND

\$ 2,659.84 to be interdepartmental transfers.

SEWAGE DISPOSAL SYSTEM FUND

\$ 164,665.00 to be interdepartmental transfers and

525,224.00 from Estimated Revenues
A/C 571-000-000-160
and

108,860.69 from Construction
Authorized
A/C 571-000-000-175

MUNICIPAL PARKING SYSTEM FUND

\$ 15,740.00 to be interdepartmental transfers and

351,800.00 from Estimated Revenues
A/C 685-000-000-160

CIVIC CENTER FUND

\$ 15,920.00 to be interdepartmental transfers and

149,875.00 from Retained Earnings
A/C 593-000-000-395

SERVICE GARAGE FUND

\$ 53,193.97 to be interdepartmental transfers and

129,038.35 from Estimated Revenues
A/C 641-000-000-160

ASPHALT PLANT FUND

\$ 27,023.91 to be interdepartmental transfers and

51,614.58 from Estimated Revenues
A/C 654-000-000-160

DISTRICT COURT FUND

\$ 43,832.00 to be interdepartmental transfers from Estimated Revenues
A/C 760-000-000-160

WORKMEN'S COMPENSATION FUND

\$ 7,078.00 to be interdepartmental transfers and

14,270.00 from Estimated Revenues
A/C 765-000-000-160

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

JOHN T. ANAS,
TERRY J. MCKANE,
JACK D. GUNTHER,
Committee on Finance.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen Ferguson, Gunther, May, McKane—6.

Nays: Councilman Blair—1.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows:

\$300.00 from Reserve for Conferences & Workshops A/C 101-941-000-864

\$300.00 to Conferences & Workshops—Probation Dept.
A/C 101-151-000-864

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

JOHN T. ANAS,
TERRY J. McKANE,
JAMES D. BLAIR,
JACK D. GUNTHER,
Committee on Finance.

Adopted by the following vote:

Unanimously.

ZONINGS

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-27-75 — 800 block Birch Street,

be re-zoned from "B" One Family Residence and "C" Two Family Residence Districts to "I" Heavy Industrial District and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 29th day of September, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-28-75 — 900 block South Logan Street,

be re-zoned from "E-1" Apartment, Shop, and "F" Commercial Districts to "I" Heavy

Industrial District and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 29th day of September, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-29-75 — Right-of-way at Birch St. and Albert St.,

be re-zoned from Unzoned District to "I" Heavy Industrial District and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 29th day of September, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-30-75 — 904 Birch St.,

be re-zoned from "B" One Family Residence District to "I" Heavy Industrial District and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons inter-

ested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 29th day of September, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That the property described as:

Z-38-75 — 2420 South Pennsylvania Avenue,

be re-zoned from "D-1" Professional Office District to "E" Apartment Shop District and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 29th day of September, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-9-75B — 5000 North Grand River Avenue,

be re-zoned from "A" One Family Residence, "C" Two Family Residence, and "D-M" Multiple Dwelling Districts to a Community Unit Plan District and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons inter-

ested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 29th day of September, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said City, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

321 East Holmes Road,

SUP-10-75 — Special Use Permit for a Day Care Center.

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed special use permit.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 29th day of September, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$2,639,762.15.

Signed:

JOHN T. ANAS,
TERRY J. McKANE,
JAMES D. BLAIR,
JACK D. GUNTHER,
Committee on Finance.

Adopted by the following vote:

Unanimously.

INTRODUCTION OF ORDINANCE(S)

The following ordinance(s) of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by:

- a. Repealing of Section 33-13 of the Code.
- b. Adding New sections to be numbered 33-13 and 33-14 to Code (vehicles for hire).
- c. Revising Section 29-1 of Code (Time of payment, delinquency penalty).

was introduced by Councilman Belen, read a first and second time by their title(s) and referred to the Committee on Ordinance and Contracts.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

That Councilman Brenke be excused from the session.

Carried.

Mr. Jim Sees, 6153 Howe Rd., DeWitt, Michigan spoke relative to Bzurpy's, 2021 E. Michigan Ave. Asked for material relative to the complaints.

Council adjourned at 8:05 P.M.

THEO FULTON,
City Clerk.

Lansing, Michigan

September 8, 1975

F/M

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, September 15, 1975

CITY COUNCIL ROOMS

Lansing, Michigan

September 15, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Anas, Belen, Blair, Brenke, Ferguson, Gunther, May, McKane—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Belen.

Pledge of Allegiance was given by Ms. Shelly D. Keel.

The record of the previous session was approved as printed.

HEARINGS ON PROPOSED CHANGES IN ZONING CLASSIFICATIONS

September 15, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-31-75—1313 Mary Avenue,

be rezoned from "J" Parking District to "D" Apartment District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

Referred to Committee on Planning.

September 15, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1968, said proposed amendment being as follows:

That the property described as:

Z-32-75—1003 Westmoreland Avenue,

be rezoned from "B" One Family Residence District to "C" Two Family Residence District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

Referred to Committee on Planning.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

DRAIN LAYER: Bailey Excavating, Inc.

PUBLIC DRIVERS: Dolores J. Grubaugh, Charles R. Thatcher.

Referred to Committee on Ordinance and Contracts.

Claims filed by:

a. Joe McNamara for damage to automobile.

Referred to City Attorney and Director Public Service.

b. Daniel A. Doughty for broken antenna on automobile at Civic Center parking lot.

Referred to City Attorney and Civic Center Manager.

c. Mrs. Wm. Seward for daughter resulting from accident at Potter Park petting zoo.

Referred to City Attorney and Director Parks and Recreation.

Petitions filed for Special Use Permits:

a. SUP-12-75—3300 blk. Aurelius Rd. (East side) for (Nursery School, Day-Care Center and Child Care Center).

b. SUP-13-75—3500 blk. Aurelius Rd. (East side) for (117 Bed Skilled and Basic Nursing Home).

Referred to Planning Board.

Petition filed for rezoning:

Z-44-75—

All of Lots 104, 116, 117, 118, 119, 120, 121 with all except the Westerly 40 rods, Supervisor's Plat of Cherry Hill, a Sub-division of a part of the East $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of Section 34, T4N, R2W, City of Lansing, Ingham County, Michigan, from A-One Family Residence District to F-Commercial District—(Northwest corner of Cavanaugh and Aurelius Rd.).

Referred to Planning Board.

Request filed for special 24-hour Liquor permits by:

a. Independent Order of Foresters for September 27, 1975, at Michigan National Guard Armory.

b. Wm. James Kain for October 31, 1975, at Civic Center.

Referred to Committee on City Affairs.

Letter from Mr. and Mrs. Albert McDonald, 903 Mel Ave., relative to rezoning of 5430 S. Washington Ave. for Capital City Baptist Church and School.

Referred to Committee on Planning.

Request from Committee for Malcolm X Historical Marker asking for parade permit, Police assistance and re-routing traffic and any additional action City might feel appropriate for October 12, 1975.

Referred to Committee on City Affairs and Police Department.

Letter from Richard W. Hughes, 112 N. Magnolia Ave., relative to Bzurpys.

Received and placed on file with copy to Councilman May.

Letter from Attorney for Charter Township of Lansing relative to Lansing Township-Waverly Hills Sanitary Sewer Project.

Referred to Committee on Public Service and Highways and Department of Public Service.

Copy of letter to Mr. D. J. Bodwin from Richard J. Baker asking response to several questions.

Received and placed on file.

REPORTS OF COMMITTEES

The Committee on ORDINANCE AND CONTRACTS approves the following applications and bonds for licenses:

DRAIN LAYER: Bailey Excavating, Inc.

PUBLIC DRIVERS: Dolores J. Grubaugh, Charles R. Thatcher.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the ordinance of the City of Lansing providing that the Code of Ordinances be amended by repealing of Section 33-13 of the Code and declaring same to be null and void and of no effect, reports as follows:

That said ordinance be passed.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinances and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCES AND CONTRACTS, to whom was referred the ordinance of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by adding new sections to be numbered 33-13 and 33-14 (vehicles for hire), reports as follows:

That said ordinance be passed.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinances and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCES AND CONTRACTS, to whom was referred the ordinance of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by revising Section 29-1 (Time of payment, delinquency penalty), reports as follows:

That said ordinance be passed.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinances and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of The Independent Order of Foresters for permission to serve alcoholic beverages at a dance at the Michigan National Guard Armory on September 27, 1975, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of William James Kain, President of Baby Jane's Locker, Inc., for permission to serve alcoholic beverages at the Lansing Civic Center at a Halloween Party, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PARKS AND RECREATION, to whom was referred the proposed Lansing Bike Route Master Plan and the results of the public hearing, reports as follows:

The Committee concurs in the recommendation outlined in the attached report and that the following referrals be made:

1. That recommendations A and D be referred to the Committee on Public Safety for action.
2. That recommendation B be referred to the Committee on Public Service and Highways for action.
3. That recommendations C, D, and E be referred to the Committee on Planning for action.

Signed:

JAMES D. BLAIR,
JOEL I. FERGUSON,
TERRY J. McKANE,
Committee on Parks and Recreation.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BORADS

September 9, 1975

Honorable Mayor and
City Council
City of Lansing
Lansing, Michigan

Gentlemen:

I herewith report that I have given to the City Assessor an itemized list of residences demolished in the amount of \$2,066 to be distributed on assessment roll 19-K.

Respectfully submitted,

JAMES W. KZESKI,
Building Commissioner,
City of Lansing.

Received and placed on file.

September 9, 1975

Honorable Mayor and

Members of City Council:

The Lansing Planning Board, at their September 2, 1975 meeting, voted to postpone the regular September 16, 1975 mid-month Board meeting. Regular meeting of the Planning Board will be held in the Council Conference room immediately following the 7:30 p.m. joint meeting with the Public Service and Traffic Boards on September 17.

October meeting will be resumed as scheduled, the first Tuesday, October 7, 1975. However, this public hearing will be held in Council Chambers at 7:30 p.m.

Sincerely,

ALAN E. TUBBS, Secretary,
Lansing Planning Board.

cc: Albert Kirschenbauer,
54th District Court

Received and placed on file.

Septmeber 11, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is a proposed Cost Agreement for Traffic Signal Control between the City of Lansing and the Michigan State Highway Commission for Signal Permit No. 33045-01-112 for traffic signal on I-496 (St. Joseph Street) at Pennsylvania Avenue.

The cost to the City of Lansing for this construction will be \$172.50.

I would recommend approval of this Agreement, and that the Mayor and City Clerk be authorized to sign this Agreement after approval by the City Controller as to the availability of funds, and after

the approval as to form by the City Attorney.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

September 11, 1975

Honorable Mayor and City Council
City Hall

Lansing, Michigan

Gentlemen:

Attached for your information and review is communication received from McNamee, Porter & Seely listing their current Staff salaries, adjusted as of July 1, 1975.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Received and placed on file.

September 11, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: Z-75-409 Fire Extinguished
System

Gentlemen:

One bid for the installation of a Fire Extinguisher System was opened at 3:00 P.M., E.D.T. on Tuesday, September 9, 1975.

We recommend acceptance of this bid, submitted by American Fire Protection for \$4,677.00, due to the fact that it was considerably lower than was anticipated.

Respectfully submitted,

VAUGHAN L. McKINCH,
Purchasing Director,

ROBERT BACKUS,
Public Service Director.

Referred to Committee on Public Service and Highways.

September 11, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: B-75-417 Income Tax Forms and Instructions

Gentlemen:

Three bids for the printing of Income Tax Forms and Instructions were opened at 3:00 P.M., E.D.T. on Tuesday, September 9, 1975.

We recommend acceptance of the low bid submitted by Speaker-Hines & Thomas, Inc. for \$5,556.00 on Item A, \$371.00 on Item B, \$5,463.00 on Item C, \$327.00 on Item D, \$493.00 on Item E, \$376.00 on Item F, \$236.00 on Item G, and an additional \$30.00 for folding, for a total price of \$12,852.00.

Respectfully submitted,

VAUGHAN L. McKINCH,
Purchasing Director,

DETMER L. SMITH,
Income Tax Director.

Referred to Committee on Finance.

REPORT OF COMMITTEE

The Committee on FINANCE, to whom was referred the recommendation of the Purchasing Director and the Income Tax Director that the following bids for Income Tax Forms and Instructions be accepted: The low bid submitted by Speaker-Hines & Thomas, Inc., for \$5,556.00 on Item A, \$371.00 on Item B, \$5,463.00 on Item C, \$327.00 on Item D, \$493.00 on Item E, \$376.00 on Item F, \$236.00 on Item G, and an additional \$30.00 for folding, for a total price of \$12,852.00, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Income Tax Director.

Signed:

JOHN T. ANAS,
TERRY J. McKANE,
WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Finance.

By Councilman Anas—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

September 11, 1975

Honorable Mayor and
Members of City Council
Gentlemen:

The Park Board has reviewed the requests from Donald Drabney, 504 Clifford, and of James Meade, 426 Clifford, for the granting of easements adjacent to Hunter Park.

Mr. Drabney and Mr. Meade own driveways on either side of the Marcus Street access to the park. A long established park boundary was incorrect; and our plans to replace a fence (and at the same time place it in its correct location) would limit access to these two driveways.

It has been the recommendation of the Park Board that a three foot easement be granted to both property owners.

I am respectively requesting authorization to proceed with this matter.

Thank you.

Sincerely,
THEODORE J. HASKELL,
Director,
Parks and Recreation.

Referred to Committee on Parks and Recreation.

Letter (a) September 11, 1975

Honorable Mayor Graves and
Members of City Council
Gentlemen:

At their September 10, 1975 meeting, the Traffic Board considered a request to change the six 15-minute parking meters on the south side of South Street west of Washington Avenue to 30-minute meters. The request came from the American Bank and Trust office at this location. Fifteen minutes is not sufficient time for many persons to complete their transactions in the bank.

Since the purpose of parking meters is to control the turnover of the use of the parking spaces for the convenience of abutting land uses, the Board recommended approval of the request. The Traffic Department does have the necessary meters on hand so there will be no cost to the City.

This recommendation was by a 7-0 vote.

Respectfully submitted,

LANSING TRAFFIC BOARD
Raymond O. Severy,
Secretary.

Referred to Committee on Public Safety.

REPORT OF COMMITTEE

The Committee on PUBLIC SAFETY, to whom was referred the recommendation of the Traffic Board that the six 15-minute parking meters on the south side of South Street west of Washington Avenue be changed to 30-minute meters, reports as follows:

The Committee concurs in the recommendation of the Traffic Board.

Signed:

TERRY J. MCKANE,
ROGER T. MAY,
WILLIAM A. BRENKE,
JACK D. GUNTHER,
JOHN T. ANAS,
Committee on Public Safety.

By Councilman McKane—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

Letter (b)

September 11, 1975

Honorable Mayor Graves and
Members of City Council
Gentlemen:

A request for additional on-street parking in the vicinity of the Washington Avenue/Maple Street intersection was reviewed by the Traffic Board at their September 10, 1975 meeting. A review of the present on-street parking in the area revealed that unlimited parking exists on the south side of Maple Street west of Washington Ave.; 2-hour parking exists on both sides of Washington Ave. south of Maple Street; and 1-hour metered parking exists on both sides of Washington Avenue north of Maple, and on the north side of Maple Street east of Washington Avenue. Presently parking is prohibited on the north side of Maple Street west of Washington, and on the south side of Maple Street east of Washington.

The recommendation of the Traffic Board is to establish 1-hour metered parking on the south side of E. Maple Street from Washington Avenue to the Grand River. Maple Street is 34 feet wide and is a dead end street. With parking on both sides of the street, 20 feet will remain for traffic on the street which is adequate since there is no thru traffic.

The recommendation was approved by a 7-0 vote.

Respectfully submitted,

LANSING TRAFFIC BOARD
Raymond O. Severy,
Secretary.

Referred to Committee on Public Safety.

Letter (c)

September 11, 1975

Honorable Mayor and

Members of City Council

Gentlemen:

A petitioned request for STOP signs on Tecumseh River Drive was considered by the Traffic Board on August 13, 1975. The petition requested STOP signs, "on Tecumseh at Dillingham, Barstow, or Westbury for the purpose of slowing traffic."

The Police Department performed a speed survey along Tecumseh River Drive and determined that the average speeds vary from 28 to 33 MPH along the length of the street. A check of the accidents shows an average of 11 accidents per year occur on Tecumseh from Grand River Avenue to Waverly Road. Most of these accidents are in-block accidents.

Erection of STOP signs to control speed may, and in some reported cases has, caused an increase in speed between the stop signs. This would aggravate, rather than help, the existing pattern of in-block accidents. As has been stated previously, the purpose of a STOP sign is to positively assign the right-of-way at intersections; not to control speed.

The Traffic Board, by a 5-0 vote, recommended that the request for STOP signs be denied, and that additional 25 MPH speed limit signs be erected as needed.

Respectfully submitted,

LANSING TRAFFIC BOARD
Raymond O. Severy,
Secretary.

Referred to Committee on Public Safety.

September 10, 1975

Honorable Mayor and

Members of City Council

Gentlemen:

Mr. Henry Reniger's proposal for the development of his parcel of land along Mill Street was reviewed by the Waterfront Development Board at their meeting September 9, 1975. The Waterfront Development Board approves of this proposal primarily because it fulfills a number of con-

cepts enumerated in the "Plan for Development of Lansing's Waterfront." Those concepts are as follows:

- 1) To promote the City's waterfront program via private sector initiative vs. public initiative.
- 2) To promote "people oriented" waterfront land uses rather than industrial, non-people oriented uses.
- 3) To promote public access to the waterfront as the lack of such access is one of Lansing's main waterfront problems.
- 4) To integrate the waterfront with development of the adjacent land uses.
- 5) To take advantage of the compatibility potential that exists between office and commercial development in conjunction with waterfront development.

These concepts are very basic to the development of Lansing's waterfront and should be pursued whenever possible. Therefore, the Board is in favor of this proposal and recommends that the matter be pursued by the City to determine specifically what is required to make this proposal a reality.

Respectfully submitted,

LAWRENCE DROLETT,
Chairman,
Waterfront Development Board.

Referred to Planning Board.

September 15, 1975

Honorable Gerald W. Graves and

Members of City Council

City Hall

Lansing, Michigan 48933

Dear Mayor Graves and Council Members:

As a result of the discussion regarding relocation benefits following the presentation of the Technical Planning Committee recommendations on the East Side Flood Area, please be advised that upon checking with the United States Department of Housing and Urban Development in Washington that the City must provide relocation benefits for all persons displaced because of the flood since the area was located within a presidentially declared disaster area. This means that the amounts presented to you on Monday, September 8, 1975 were inadequate. Please find attached an addendum which explains the methodology in arriving at the cost and the revised cost figures, as a result of the decision by HUD.

Because the new cost was significantly higher than previously considered by the Technical Planning Committee, another

meeting of the committee was held to determine if members wished to make alternative recommendations to you. As a result of this meeting, the committee unanimously recommended the following:

1. To continue to support Strategy No. 7, which calls for the acquisition of 42 acres of flood-prone property.
2. To request the Planning staff to prepare a cost-revenue analysis, and
3. That we should reexamine the two year budget for Community Development to come up with alternative ways of funding the increased cost of Strategy No. 7.

Sincerely,

ALAN E. TUBBS,
Chairman,
Community Development Technical Planning Committee.

Referred to Committee of the Whole.

September 12, 1975

Honorable Mayor and Fellow

Members of the City Council

Gentlemen:

At the time the Michigan State Highway Department and the City of Lansing made Saginaw Street one way east, a city parking lot was established to the rear of the businesses located on the north side of the 900 block of West Saginaw Street. To make this lot, houses on the south side of Englewood Court were removed leaving four houses on the north side of the street.

Englewood Court is a very narrow street and the houses sit almost on the curb line making this parking lot the front yards of the residents of these dwellings. These houses are rental units and over the course of time, the owners have let the properties become run down and they maintain them to the point of meeting the minimum of building codes.

This is not the proper environment for people to live and raise their children. The lots are very small with little or no yards areas leaving only the street or parking area the only place for the children to play.

Attached are petitions bearing the signatures of 643 residents of the immediate area or persons who patronize the 25 businesses in the 900 and 1000 blocks of West Saginaw Street, requesting the City of Lansing through the Second Year Funding of the Community Development Fund to purchase the properties at 906, 910, 916, 920 Englewood Court, 716 Princeton, and 719 Chicago for much needed additional parking to service the commercial establishments and to generally improve the area. This would coincide with the land

use of the Master Plan for the general area.

Sincerely,

JACK D. GUNTHER,
Councilman—Fourth Ward.

Referred to Planning Department.

September 15, 1975

Hon. Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

On April 18, 1975, one, Richard Baker, was laid-off by the Planning Department for what was termed "economic reasons." You did, as a policy making body, support that action. The employee, through his Legal Counsel, asserted that in actuality the reasons for his lay-off were other than stated and that the economic reasons given were a facade designed to justify the lay-off.

As Mayor of the City of Lansing, I granted to Richard Baker the right of a Hearing. In accordance with the law, I designated the City Attorney to preside over the Hearing.

As a result of the Hearing, the City Attorney did submit to me a report, in a communication dated August 25, 1975, together with two volumes of transcripts containing 344 pages of testimony, all of the exhibits submitted by the respective parties, and the Briefs submitted by the Legal Council for Mr. Baker and for the City of Lansing. The City Attorney advised that he found no violation of State law and upheld the decision of the Planning Department and the City Council.

Since that time, I have reviewed the matter and the decision of the City Attorney, in addition to the financial standing of the Planning Department. In closing the City books for Fiscal Year 1974-75, the Planning Department over-expended its total budget by \$1,800. Had Mr. Baker remained on the payroll, the deficit at the end of the Fiscal Year, June 30, 1975, would have approximated \$6,000.

In regard to the Financial Status of the Planning Department for Fiscal Year 1975-76, commencing July 1, finances are not presently available for the position in question. If Mr. Baker were to be reinstated, the following actions would be required:

—You would have to, as a body, re-create the Planner IXA position in the Planning Department; and

—Appropriate a sum of \$9,181 to cover \$3,985 to pay the salary cost from April 18, through June 30, 1975, and then appropriate an additional \$5,196 to meet the total salary level of the position, which has a range of \$17,597 to \$20,797, annually.

In short, the lay-off of one, Richard Baker, for "economic reasons" was justified. Therefore, I am upholding the opinion of the City Attorney.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

September 15, 1975

Hon. Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

In a communication dated July 23, 1975, a commitment to deed certain river-frontage to the City of Lansing for improvement was made by Henry A. Reniger, Jr., President, Reniger Construction Company. This letter was the result of a number of meetings held between Mr. Reniger and representatives of my office. Following that, your decision was to have the matter studied and to proceed, if feasible.

Now, and for your information, I am advising that I am requesting \$304,200 of Title X Funds the purpose being to join together, under a multi-purpose plan, the environmental improvement of the downtown river walk area with a youth, on-the-job training program. Basically, the goal would be to improve the area between the Michigan Avenue Bridge and the Kalamazoo Street Bridge with a green-belt area, improve the old CATA Building, clear all debris along the riverbank, including removal of the railroad tracks. Approximately, 20 positions of employment would be involved, and conceivably, the improved environment and accessibility to private enterprise could result in such private enterprises creating an additional 200 jobs for Lansing citizens.

The Youth Employment Program would be evaluated by measuring the benefits the youth receives, and will be done on a bi-weekly basis. The evaluation will be used to develop short-term and long-term performance objectives for each youth employed. Commencing with the contract, a schedule of specific task completion will be established. In short, this project, unlike the so-called "Model Cities farm" can be

meaningful to the youth, the City and to private enterprise.

Reference is made to the communication of September 10, 1975, from the Waterfront Development Board, as signed by Chairman Larry Drolett, which sanctions the aforementioned approach.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

**THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON ANY OF THE
FOLLOWING RESOLUTIONS. YOU MAY
SPEAK ONLY FOR 3-MINUTES ON ANY
ONE RESOLUTION.**

No persons spoke.

By Committee on Public Service
and Highways—

Resolved by the City Council of the City
of Lansing:

That the proposed Cost Agreement for Traffic Signal Control between the City of Lansing and the Michigan State Highway Commission for Signal Permit No. 33045-01-112 for traffic signal on I-496 (St. Joseph Street) at Pennsylvania Avenue, be approved, and

That the Mayor and City Clerk be authorized to sign this Agreement upon certification of the City Controller as to the availability of funds, and after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee on Public Service
and Highways—

Resolved by the City Council of the City
of Lansing:

That the one and only bid submitted by American Fire Protection for the installation of a Fire Extinguishing System in the amount of \$4,677.00 be accepted.

After the award, the successful bidder shall be required to execute the contract as specified within ten days after the prescribed forms are presented to him for signature as stipulated in "Instruction to Bidders" of the contract.

Be It Further Resolved that the Mayor and City Clerk be directed to execute a contract with the said American Fire Protection on behalf of the City of Lansing according to the said bid presented and the

specifications on file, upon approval of the contract, and of the bonds and insurance policies by the City Attorney, and upon certification of the City Controller as to the availability of funds.

Adopted by the following vote:

Unanimously.

By Committee on Public Service
and Highways—

Resolved by the City Council of the City
of Lansing:

That the City Assessor be, and he is hereby directed to spread on the December, 1975 Tax Rolls, the cost of cutting weeds in the year 1975, in the amount of \$900.00, as reported this date by the Building Commissioner.

Adopted by the following vote:

Unanimously.

By Committee on Community
Development—

Resolved by the City Council of the City
of Lansing:

RESOLUTION APPROVING AND PROVIDING FOR THE EXECUTION OF A PROPOSED AMENDMENT NO. 3 TO THE NEIGHBORHOOD DEVELOPMENT PROGRAM FUNDING AGREEMENT NUMBERED CONTRACT NO. MICH. A-6 (LG) AND A PROPOSED AMENDMENT NO. 3 TO THE NEIGHBORHOOD DEVELOPMENT PROGRAM MASTER AGREEMENT BETWEEN THE CITY OF LANSING, MICHIGAN, AND THE UNITED STATES OF AMERICA, PERTAINING TO A CERTAIN NEIGHBORHOOD DEVELOPMENT PROGRAM DESIGNATED PROGRAM NO. MICH. A-6, SECOND ANNUAL INCREMENT.

Be It Resolved by the City Council of the City of Lansing, Michigan, as follows:

Section 1. The proposed Amendment No. 3 to the Neighborhood Development Program Funding Agreement, designated Contract No. Mich. A-6 (LG), Second Annual Increment, and the proposed Amendment No. 3 to the Neighborhood Development Program Master Agreement, dated the 10th day of August, 1972, by and between the City of Lansing, Michigan, and the United States of America is hereby in all respects approved.

Section 2. The Mayor is hereby authorized and directed to execute each of said proposed Agreements in two counterparts on behalf of the City of Lansing, and the City Clerk is hereby authorized and directed to impress and attest the official seal of the City of Lansing on each of the counterparts and to forward to the Department of

Housing and Urban Development, together with such other documents relative to the approval and execution thereof as may be required by the Government.

Section 3. This resolution shall take effect immediately.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City
of Lansing:

Whereas, the Housing and Community Development Act of 1974 requires that the City of Lansing provide assurance to the U.S. Department of Housing and Urban Development that adequate citizen participation is being undertaken locally in the preparation and execution of the Community Development Program; and

Whereas, the Code of the City of Lansing (p. 14.69 Sec. 2A-5) states that, "All citizen participation organizations officially established under the city's community development plan, and such other individuals and organizations as may desire, may advise the City Council of their perceived needs in the community."

Whereas, the Community Development Budget Process for Fiscal Year 1977 must now be initiated, now, therefore, be it

Resolved, that the City Clerk be, and is hereby directed to place a notice in the local newspaper requesting citizens' to submit their perceived needs.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City
of Lansing:

Whereas, the Housing and Community Development Act of 1974 requires that the City of Lansing provide assurances to the U. S. Department of Housing and Urban Development that adequate citizen participation is being undertaken locally in the preparation and execution of the Community Development Program; and

Whereas, on March 17, 1975 (C.P. p. 195) the Mayor and City Council of the City of Lansing resolved to concur in the use of Michigan Act 344, PA 1945, as amended, as the appropriate statute to govern the establishment of citizen participation; and

Whereas, said law stipulates that "No District Area shall be designated unless the local legislative body shall first hold a

public hearing thereon," and that the method of selection of the Citizens' District Council, and any appointments to the Citizens' District Council by the Chief Executive Officer, shall be determined with the approval of the local legislative body after a public hearing has been held; and

Whereas, on March 17, 1975 (C.P. p. 195) the City of Lansing resolved "to formulate a policy position for presentation to citizens at the public hearings required by this law" (Michigan Act 344, PA 1945, as amended) "to formulate Citizens' District Councils";

Whereas, on March 17, 1975 (C.P. p. 195) the City Council of the City of Lansing resolved that the proposed Citizens' District Councils consist of fifteen (15) members and that the proposed representation on each Citizens' District Council will be a combination of elected and appointed as follows:

Members	Areas
6	Elected from the Development Area
2	Appointed from the Development Area
4	Elected from the peripheral of the District Area
3	Appointed from the peripheral of the District Area

now, therefore, be it

Resolved, that the geographic boundaries of the Citizens' District Council No. 1 depicted graphically by attachment A (map of proposed Citizens' District Council No. 1) and described legally by attachments B (District Area No. 1) and C (Development Area No. 1) be adopted as the proposed geographic boundaries of Citizens' District Council 1; and be it further

Resolved, that a public hearing will be held at 7:30 p.m., October 14, 1975, in the cafeteria of Sexton High School, regarding the proposed method of selection of the representatives to Citizens' District Council; and regarding the proposed Development Area and District Area boundaries of Citizens' District Council No. 1; and be it finally

Resolved, that public notices of these hearings be distributed door-to-door to the residents of the proposed District Area, mailed to known property owners of the proposed District Area, and that the City Clerk be, and is hereby directed to advertise same.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows:

\$	140.00	from Estimated Revenue	A/C 101-000-000-160
\$	140.00	to Sodding & Planting	A/C 101-720-630-974
\$1,519,522.00	from Estimated Revenues	A/C 150-000-000-160	
8,685.00	from Administration—City	A/C 153-870-001-956	
\$745,223.00	to Salaries—City	A/C 153-870-001-702	
109,969.00	to Salaries Hsg. Com.	A/C 153-870-001-702.02	
99,405.00	to Salaries—LCC	A/C 153-870-001-702.03	
122,334.00	to Salaries—Lansing School District	A/C 153-870-001-702.04	
64,511.00	to Salaries—CATA	A/C 153-870-001-702.05	
40,461.00	to Salaries—Board of Water & Light	A/C 153-870-001-702.06	
96,151.00	to Salaries—Minor Subgr.	A/C 153-870-001-702.11	
126,638.00	to Fringe Benefits—City	A/C 153-870-001-715	
18,695.00	to Fringes—Housing Commission	A/C 153-870-001-715.02	
27,307.00	to Fringes—LCC	A/C 153-870-001-715.03	
26,904.00	to Fringes—Lansing School District	A/C 153-870-001-715.04	
17,608.00	to Fringes—CATA	A/C 153-870-001-715.05	
11,022.00	to Fringes—Board of Water & Light	A/C 153-870-001-715.06	
13,071.00	to Fringes—Minor Subgr.	A/C 153-870-001-715.11	
1,000.00	to Medical Expense	A/C 153-870-001-828	
4,208.00	to Administration—All Other Subgr.	A/C 153-870-001-964	
3,000.00	to Parking—City	A/C 153-870-001-725	
500.00	to Parking—Housing Commission	A/C 153-870-001-725.02	
200.00	to Education Expense	A/C 153-870-001-960	

\$ 300.00 from Estimated Revenues
A/C 593-000-000-160

\$ 300.00 to Conferences and
Workshops
A/C 593-536-000-864

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

JOHN T. ANAS,
TERRY J. McKANE,
WILLIAM A. BRENKE,
JACK D. GUNTHER,
Committee on Finance.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Brenke,
Ferguson, Gunther, May, McKane—7.

Nays: Councilman Blair—1.

PUBLIC IMPROVEMENT IV

By Committee on Public Service
and Highways—

Resolved by the City Council of the City
of Lansing:

That the special assessment roll for Curb
and Gutter:

Assessment Roll No. 253—Supp.

PS 25038-A—C & G

Property Benefited: All lands fronting
on Theodore Street from Comfort Street to
Hapman Street, excepting all public streets
and alleys and other lands deemed not bene-
fited.

as returned by the City Assessor be and the
same is hereby ratified and confirmed, and
the Mayor be and hereby is directed to affix
within ten days, his warrant directing the
City Treasurer to collect said tax on or
before the 15th day of December, 1975.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City
of Lansing:

That the attached vouchers as presented
by the City Controller be allowed and the
City Clerk be and she is hereby authorized
to draw orders on the City Treasurer for
the amount allowed each claimant in the
amount of \$2,787,131.59.

Signed:

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,

Adopted by the following vote:

Unanimously.

ZONINGS

By Councilman Gunther—

Whereas, it is deemed desirable to amend
the Classifications provided for in the Zon-
ing Code of the City of Lansing, passed on
the 13th day of November, 1958, in the
following particulars, viz:

That property described as:

SUP-9-75—2300 North Waverly Rd.

(to be used for a Day Care Center).

Therefore, Be It Resolved, that the City
Clerk shall give at least fifteen days notice
of a Public Hearing when all persons in-
terested may attend and make any objec-
tions they may have to such proposed
special use permit.

Resolved Further, that such hearing shall
be held at the Council Chamber in the City
Hall on the 6th day of October, 1975, at
7:30 o'clock p.m., and that notice of such
hearing be published in the official publica-
tion of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, it is deemed desirable to amend
the Classification provided for in the Zon-
ing Code of the City of Lansing, passed on
the 13th day of November, 1958, in the
following particulars, viz:

That property described as:

Z-36-75—4408 South Cedar Street

be rezoned from "D-1" Professional Office
District to "E" Apartment-Shop District
and the "Map" be changed to indicate such
transfer;

Therefore, Be It Resolved, that the City
Clerk shall give at least fifteen days notice
of a Public Hearing when all persons in-
terested may attend and make any objec-
tions they may have to such proposed
changes in said Zoning Code.

Resolved Further, that such hearing shall
be held at the Council Chamber in the City
Hall on the 6th day of October, 1975, at
7:30 o'clock p.m., and that notice of such

hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-34-75—1126 West Saginaw Street

be rezoned from "B" One Family Residence District to "J" Parking District and the "Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 6th day of October, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-33-75—Property at 5500 Block Kay-north Street and Northrup Street

be rezoned from Community Unit Plan District to "DM-1" Multiple Family Dwelling District and the "Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 6th day of October, 1975, at 7:30 o'clock p.m., and that notice of such

hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

INTRODUCTION OF ORDINANCES

The following ordinances of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by:

- a. Repeal of Section 5-13 of Code and declaring same to be null and void and of no effect (Under Amusements—closing times, covering table, gambling prohibited).
- b. Amend by adding new Sections to be numbered 36A-12 thru 36A-16, inclusive (Parking and placing Motor Vehicles, Trailers and Watercraft in Front Yards).

was introduced by Councilman Belen, read a first and second time by titles and referred to the Committee on Ordinance and Contracts.

ORDINANCES

By Councilman Belen—

The Committee reported that it had considered ordinances providing that the Code of Ordinances, City of Lansing, Michigan, be amended by:

- a. Repeal of Section 33-13 and declaring same to be null and void and of no effect.
- b. Amend by adding new Section to be numbered 33-13 and 33-14 (Vehicles for hire).
- c. Amend by revising Section 29-1 (Time of payment, delinquency penalty).

and recommended that the ordinance be passed.

Carried.

ORDINANCE NO. 401 (Vehicles for Hire)

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the Repeal of Section 33-13 of the Code of Ordinances and declaring same to be null and void and of no effect (Vehicles for hire), be placed on order of immediate passage.

Carried.

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the Repeal of Section 33-13 of the Code of Ordinances and declaring same to be null and void and of no effect (Vehicles for hire), be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 401
(Vehicles for Hire)

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REPEAL OF SECTION 33-13 OF THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, AND DECLARING SAME TO BE NULL AND VOID AND OF NO EFFECT.

The City of Lansing Ordains:

Section 1. That Section 33-13 of the Code of Ordinances, City of Lansing, Michigan, is hereby repealed and declared null and void and of no effect.

ORDINANCE NO. 402
(Vehicles for Hire)

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by providing that the Code of Ordinances be Amended by Adding New Sections to be numbered 33-13 and 33-14 (Vehicles for hire), be placed on order of immediate passage.

Carried.

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by Adding New Sections to be numbered 33-13 and 33-14 (Vehicles for hire), be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 402
(Vehicles for Hire)

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT THE CODE OF ORDINANCES,

CITY OF LANSING, MICHIGAN, BE AMENDED BY ADDING NEW SECTIONS TO BE NUMBERED 33-13 AND 33-14.

The City of Lansing Ordains:

Section 1. That the Code of Ordinances of the City of Lansing, Michigan, be amended by adding new sections to be numbered 33-13 and 33-14 to read as follows:

Sec. 33-13. The owner, firm or corporation having control or management of a motor bus shall post in a conspicuous place a notice and/or sign stating "NO SMOKING."

Sec. 33-14. Condition of vehicle; boisterous conduct; maximum hours of driving.

It shall be unlawful for any person:

- (1) To operate or permit the operation of a motor bus unless it is in good repair and running condition and the interior thereof clean and sanitary;
- (2) To permit or engage in disorderly conduct, as defined in Sec. 33-13 of this Code on a motor bus;
- (3) To permit or engage in the drinking of intoxicating liquor on a motor bus;
- (4) To smoke or carry a lighted pipe, cigar, cigarette or tobacco in any form on a motor bus, provided there is posted on such vehicle in a conspicuous place a notice or sign stating "NO SMOKING."
- (5) To drive or permit any driver to be on duty for more than ten (10) hours in one day or more than sixty (60) hours in one week.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

ORDINANCE NO. 403
(Taxation)

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by providing that the Code be Amended by Revising Section 29-1 of said Code (Time of payment, delinquency penalty), be placed on order of immediate passage.

Carried.

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by Revising

Section 29-1 of said Code (Time of payment, delinquency penalty), be now passed.

Adopted by the following vote:

Unanimously

ORDINANCE NO. 403
(Taxation)

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, BE AMENDED BY REVISING SECTION 29-1 OF SAID CODE.

The City of Lansing Ordains:

Section 1. That the Code of Ordinances of the City of Lansing, Michigan, be amended by revising Section 29-1 so that said section shall read as follows:

Sec. 29-1. Time of payment, delinquency penalty.

(A) All taxes levied for city purposes paid on or before the thirty-first day of August shall be collected by the city treasurer, without additional charge. The treasurer shall add to all taxes unpaid after the thirty-first day of August a four (4) per cent penalty. Such added penalty shall belong to the city and shall constitute a charge and shall be a lien against the property to which the taxes themselves apply, collectible in the same manner as the taxes to which they are added.

(B) No penalty shall be assessed on eligible individuals who properly apply before August thirty-first to defer tax payment until a later date authorized by state statute. The penalty shall be added to those properly deferred taxes which remain unpaid after the deferred due date authorized by state statute.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

By Councilman McKane (Anas)—

Resolved by the City Council of the City of Lansing:

That the rule prescribed in Sec. 5.5 (g) of the Charter relative to considering business not on the agenda, be waived.

Carried.

REPORT OF COMMITTEE

The Committee on PUBLIC SAFETY and Committee on CITY AFFAIRS, to whom was referred the 100 Block of North Washington parking lot, reports as follows:

That upon termination of the operation by Wolverine Parking Co., the North Washington Mall Parking Lot, designated as the 100 block in Urban Renewal, be assigned to the Traffic Department for operation as a municipal parking lot; that the rate structure shall be the same as that in the South Washington Mall. This lot shall be operated using existing Traffic Department personnel on a temporary basis not to exceed two weeks.

Signed:

TERRY J. McKANE,
ROGER T. MAY,
JOHN T. ANAS,
WILLIAM A. BRENKE,
JOEL I. FERGUSON,
Committee on Public Safety.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman McKane and
Councilman Ferguson—

That the report of the Committees be adopted.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the City Attorney institute civil proceedings on the following Zoning violations: 4008 Clayborn Street, 304 Harris Street, 3436 North East Street, 3205 W. Jolly Road, Corner of Cawood and Saginaw Streets and 200 S. Logan Street.

Adopted by the following vote:

Unanimously.

Councilman Brenke reports on the steel for the Michigan Avenue Bridge.

Richard J. Baker, 927 W. Lapeer St., spoke relative to the decision of his case against the City.

Council adjourned at 8:05 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

September 15, 1975

F/B/M

CITY CLERK'S OFFICE
Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested



797

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, September 22, 1975

CITY COUNCIL ROOMS

Lansing, Michigan
September 22, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Belen, Blair, Brenke, Ferguson, Gunther, McKane—6.

Absent: Councilmen Anas, May—2.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Belen.

Pledge of Allegiance was given by Ms. Monica Burkholder

The record of the previous session was approved as printed.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

AUCTIONEER: Gordon Barlow.

PEDDLER'S LICENSE: Eddie Robert Baker.

SIGN ERECTOR: D & D Advertising.

POOL ROOM: Thomas M. Cooley Law School.

MECHANICAL DEVICES: Oak Park Village Athletic Club (6).

Referred to Committee on Ordinance and Contracts.

Notice from U. S. District Court of a hearing to be held for Multico Corp. for application and compensation and reimbursement of expenses by special examiner accountant and attorneys.

Referred to City Attorney.

Claim filed by Mrs. Vera McElrath for injuries sustained due to City Hall Elevator.

Referred to City Attorney and Public Service Department.

Petition filed for S-4-75—Sanitary Sewer to serve Lots 7, 8, 9 of Pleasant Ridge Subd.—4415-4419-4425 South Pennsylvania Avenue.

Referred to Department of Public Service.

Liquor Control Commission submits request from George J. Petroff to be added as partner on 1975 Class "C" license at 125 W. Washtenaw St. with John A. Petroff.

Referred to Committee on Ordinance and Contracts.

Requests filed for special 24-hour liquor permits for:

- a. The Carr for Congress Committee—October 5, 1975—Ingham County Democratic Headquarters.
- b. Capitol Lodge No. 8—November 22, 1975—Michigan National Guard Armory.

Referred to Committee on City Affairs.

Michigan Library Association requests permission to place bookmobiles on city streets in downtown area on October 22, 1975, in connection with Michigan Library Month.

Referred to Committee on City Affairs.

Industrial Welding, Inc., submits plans for installation of a railroad siding onto their property at 2200 Olds Ave.

Referred to Committee on Public Service and Highways.

Petitions filed by City Employees requesting exception to a personnel rule concerning holidays.

Referred to Committee on Personnel.

Letter from Ingham County Drain Commissioner relative New Construction—Remy Chandler Watershed.

Referred to Committee on Public Service and Highways and Public Service Director.

Copies of letters sent to Ingham County Clerk from Department of State Highways and Transportation relative Traffic Control

which controls speed on state trunklines (M-43, M-143—Michigan Ave., M-99—Logan St.).

Received and placed on file with copy to Traffic Engineer.

James Ellerson submits Community Suggestion for Flood Control.

Received and placed on file.

Notices from Ingham County Drain Commissioner relative:

Special assessment on Reynolds Drain and Jones Branch.

Special assessment on Jones Branch of the Reynolds Inter-County.

Notice of filing of petition for improvements to Mud Lake Outlet Drain.

Notice of a meeting of the Statutory Drainage Board for improvements to the Mud Lake Outlet Drain.

Referred to Public Service Department.

REPORTS OF COMMITTEES

The Committee on ORDINANCE AND CONTRACTS approves the following applications and bonds for licenses:

AUCTIONEER: Gordon Barlow.

PEDDLER'S LICENSE: Eddie Robert Baker.

SIGN ERECTOR: D & D Advertising.

POOL ROOM: Thomas M. Cooley Law School.

MECHANICAL DEVICES: Oak Park Village Athletic Club (6).

Signed:

LUCILE BELEN,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the ordinance of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by adding new sections to be

numbered 36A-12 through 36A-16, inclusive, reports as follows:

That said ordinance be approved.

Signed:

LUCILE BELEN,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of the Carr for Congress Committee for permission to serve alcoholic beverages at a Monte Carlo Night at the Ingham County Democratic Headquarters located at 5024 S. Cedar Street, on October 5, 1975, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of the Capitol Lodge No. 8, F.E.A.M., for permission to serve alcoholic beverages at the Ninth Annual Blue Ball on Saturday, November 22, 1975 from 9 p.m. till 2 a.m. at the Michigan National Guard Armory, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from the Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PUBLIC SAFETY, to whom was referred the recommendation of the Traffic Board to establish 1-hour metered parking on the south side of E. Maple Street from Washington Avenue to the Grand River, reports as follows:

The Committee concurs in the recommendation of the Traffic Board.

Signed:

TERRY J. McKANE,
JOEL I. FERGUSON,
WILLIAM A. BRENKE,
JOHN T. ANAS,
Committee on Public Safety.

By Councilman McKane—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred rezoning petition Z-32-75 for property at 1003 Westmoreland Ave. from "B" One Family Residence District to "C" Two Family Residence District, reports as follows:

That said rezoning be approved.

Signed:

LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Planning.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred rezoning petition Z-31-75 for property at 1313 Mary Avenue from "J" Parking District to "D" Apartment District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

City Treasurer submits report of condition of funds in the treasury as of August 31, 1975.

Received and placed on file.

September 17, 1975

Honorable Mayor and Members
of the Lansing City Council
Lansing, Michigan

Re: Claim of Frances McAttee for storage fee of wrecker company for car which had been stolen and police had towed from private property after being involved in an accident.

Dear Mayor and Council:

Your City Attorney, to whom was referred the above claim, has been informed that this matter was settled by the two parties involved without the aid of the City.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Belen—

That we concur in the recommendation of the City Attorney.

Carried.

September 17, 1975

Honorable Mayor and Members
of the Lansing City Council
Lansing, Michigan

Re: Claim of Vicki Wojtusik for sandals stolen at Hunter Park pool.

Dear Mayor and Council:

Your City Attorney, to whom was referred the above claim, advises you as follows:

1. The facts presented to this department indicate that a city employee was negligent.

2. Claims of this nature are barred by the doctrine of governmental immunity and you are not required to pay them.

Therefore, while I am in complete sympathy with this claimant, I recommend that the claim be denied.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Brenke—

That we concur in the recommendation of the City Attorney.

Carried.

September 18, 1975

Honorable Mayor and Members
of the Lansing City Council
Lansing, Michigan

Re: Citizen Complaints regarding Bzurphy's.

Dear Mayor and Council:

You referred the citizen complaints regarding the above captioned matter to our respective departments. Representatives of both departments have met with neighborhood residents and business people. It is our opinion that Bzurphy's business has been operated in such a manner as to create a nuisance to the neighborhood that has resulted in the destruction of property, the almost continuous disturbance of the peace, and the violation of several liquor control commission regulations.

It is our recommendation that the City Council hold a license revocation hearing to determine whether the cabaret license and the liquor license presently held by Ralph Burpee for Bzurphy's located at 2021 E. Michigan Avenue, should be revoked for the following reasons:

1. In spite of requests by neighborhood residents the bands employed at Bzurphy's play so loudly that neighbors are disturbed by them between the hours of 11:00 p.m. and 2:00 a.m.

2. The management at Bzurphy's has failed to control the bar's patrons in the following particulars:

A. Patrons leave the bar with beer in glasses, pitchers, cans and bottles and congregate on the street, and attempt to enter other businesses.

B. Patrons carry liquor into Bzurphy's in violation of the Liquor Control Commission regulations.

C. Many patrons have been observed exiting Bzurphy's and then forthwith urinating and vomiting on public and private property.

D. Patrons of Bzurphy's have congregated in the adjacent city parking lot and intimidated patrons of other establishments and created loud and excessive noise after 11:00 p.m. and even after 2:00 a.m., and engaged in several fights which have caused neighbors to call the police.

E. Patrons of Bzurphy's have left that establishment and destroyed property of the American Bank and Trust Company, and parked their motorcycles on other private property.

F. Patrons of the bar have intimidated residents by their abusive language and manner to the point where the citizens are afraid to use the public sidewalks to shop at neighborhood stores.

We recommend that the Council establish an evening hearing date (other than a Monday) that Bzurphy's is given twenty (20) days notice of the hearing, and a list of the charges. The Council should retain a certified stenographer. Witnesses should be called and cross-examined by both parties.

Respectfully submitted.

PETER HOUK,
City Attorney,

RICHARD A. GLEASON,
Assistant Chief of Police.

By Councilman Belen—

That we concur in the recommendation of the City Attorney and that a Citizen's Hearing date be set for October 15, 1975 at 7:00 p.m. in the City Council Chambers.

Carried.

September 17, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is Change Order No. 2, submitted by Lennie Barker, Inc., on the Hughes-Prospect & Other Storm & Sanitary Sewers, PS 75088, increasing the amount of the contract by \$250.00, due to the lowering of the proposed curb grades.

I would recommend approval of this Change Order.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred Change Order No. 2, submitted by Lennie Barker, Inc., on the Hughes-Prospect & Other Storm & Sanitary Sewers, PS 75088, increasing the amount of the contract by \$250.00, due to the lowering of the proposed curb grades, reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

WILLIAM A. BRENKE.
JAMES D. BLAIR,
JACK D. GUNTHER,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

September 18, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is a proposed Cost Agreement between the Michigan State Highway Commission and the City of Lansing for the installation of Over-height Detectors on South Pennsylvania Avenue, in accordance with the attached Agreement ROS 33006, ROS 2003 (001), Job No. 08723A, Item 6.

The cost to the City of Lansing for this construction will be \$1,700.00.

I would recommend approval of this Agreement, and that the Mayor and City Clerk be authorized to sign this Agreement after approval by the City Controller as to the availability of funds, and after the approval as to form by the City Attorney.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

September 17, 1975

Honorable Gerald W. Graves and

Members of City Council

City Hall

Lansing, Michigan 48933

Dear Mayor Graves and Council Members:

The Michigan Society of Planning Officials Annual Conference is being held in Troy, Michigan, on October 2, 3, and 4, 1975. This conference brings together statewide planning commission members and staff to discuss current development issues.

The Planning Board requests that the City Council appropriate the funds to pay for three (3) persons to attend the conference. The total cost per person, in line with City conference and travel expense policies, would be \$100.00. The total appropriation required is \$300.00.

Your approval of this request would be appreciated.

Sincerely,

ALAN E. TUBBS,
Planning Director,
Lansing Planning Department.

Referred to Committee on Finance.

September 16, 1975

Honorable Mayor and Members

of City Council:

The Planning Board will hold a public hearing on Tuesday, October 7, 1975, at 7:30 p.m. in the Lansing City Council Chambers, 10th Floor, City Hall, on amendments to the Zoning Code. They are as follows:

DELETE THE FOLLOWING SECTIONS:

Section 36-25 SAME—Parking Area

Whenever a structure is erected, converted or structurally altered for multiple-dwelling purposes in any "D-M" multiple-dwelling district, there shall be provided accessible parking space on the lot, either garage or surfaced area, adequate to accommodate two cars for each dwelling unit provided in the structure.

The minimum number of off-street parking spaces by type of use shall be determined in accordance with the following schedule:

- (1) **Housing for the elderly:** One for each unit, and for each employee. Should units revert to general occupancy; then two spaces per unit shall be provided.

- (2) **Boarding and lodging houses:** One for each sleeping room.

- (3) **Reserved:** Repealed by Ord. No. 367, §1, 9-23-74.

- (4) **Private clubs and lodges:** One for each three persons allowed within the maximum occupancy load as established by local, county, or state fire, building, or health codes.

- (5) **Fraternity or sorority:** One for each five permitted active members, or one for each two beds, whichever is greater. (Ord. No. 129, §1, 10-3-66; Ord. No. 214, §1, 11-10-69; Ord. No. 367, §1, 9-23-74).

Section 36-25.3. SAME—Parking Area

Whenever a structure is erected, converted or structurally altered for multiple-dwelling purposes in any "D-M:1" multiple-dwelling district, there shall be provided accessible parking space on the lot, either garage or surfaced area, adequate to accommodate two cars for each dwelling unit provided in the structure. (Ord. No. 157, §1, 3-25-68).

These sections can be deleted as the requirements are covered under Section 36-54.1.

Section 36-3.—Enumeration of Districts

REVISE:

Section 36-3 (7)

(from)

- (7) "R-1" Professional Office District.

(to)

- (7) "D-1" Professional Office District.

ADD THE FOLLOWING SUBSECTIONS:

Section 36-43—"A-A" Districts

- (7) Off street parking facilities according to the provisions set forth in Section 36-54.1 of the Zoning Ordinance.

Section 36-44—"A" and "B" Districts

- (6) Off street parking facilities according to the provisions set forth in Section 36 54.1 of the Zoning Ordinance.

These two subsections are additions that refer to the parking schedule and are for cross reference purposes.

REVISE:

Section 36-46.1 (5)—Lot area per family

(by adding)

(Present reading)

- (5) **Lot area per family:** In the "D-M:1" multiple dwelling district, every building hereafter erected or structurally altered

for multiple dwelling purposes shall provide a lot area of not less than three thousand (3,000) square feet per family.

(Proposed change)

(5) **Lot area per family:** In the "D-M:1" multiple dwelling district, every building hereafter erected or structurally altered for multiple dwelling purposes shall provide a lot area of not less than three thousand (3,000) square feet per family.

Provided, however, that where a lot has less area than herein required and was a Lot of Record at the time of the passage of Ordinance 154, such lot may be used for a single family dwelling and the usual accessory buildings.

Section 36-46.1 (8)—Off Street Parking

DELETE PORTION OF SUBSECTION (8):

(Present reading)

(8) **Off-street parking:** Off-street parking facilities according to the provisions set forth in section 36-54.1 of the Zoning Ordinance.

Provided, however, where a lot has less area than herein required and was a Lot of Record at the time of the passage of Ordinance Number 154, such lot may be used for a single-family dwelling and the usual accessory buildings. (Ord. No. 157, §1, 3-25-68; Ord. No. 214, §1, 11 10-69; Ord. No. 368, §1, 9-23-74).

DELETE SECOND PARAGRAPH ABOVE:

Subsection will then read:

(8) **Off-street parking:** Off-street parking facilities according to the provisions set forth in section 36-54.1 of the Zoning Ordinance.

36-47.1—"D-1" Professional Office District

Revising Section 36-47.1 (5)—Lot area per family

(Present reading)

(5) **Lot area per family:** The lot area requirements for one and two-family dwellings shall be the same as in the "C" two-family district, and the same as "D" Apartment district for multiple dwelling purposes.

(Proposed reading)

(5) **Lot area per family.** Multiple dwellings are regulated in the "D-M:1" multiple dwelling district.

This change will be in keeping with Section 36-29 (1).

36-54.2—PARKING SCHEDULE:

REVISE:

Section 36-54.2 (1) (e)—Boarding Houses (by adding)

(Present reading)

(e) **Boardinghouses;** One (1) for each sleeping room.

(Proposed reading)

(e) **Boarding and lodging houses;** One (1) for each sleeping room.

Section 36-39—"H" Districts, Permitted Uses:

REVISE:

Section 36-39 (33)

(from)

(33) Junk, iron, or rags storage, or baling.

(to)

(33) Junk yard or storage yard.

REVISE:

Section 36-1—Definitions (by adding)

Section 36-1 (49):

(49) **"Junk Yard" or "Storage Yard":** Any place where three (3) or more motor vehicles which are currently unlicensed or which lack any of the wheels or tires for which the vehicles were designed or which are incapable of being moved under their own power or any combination thereof are stored in the open, in a fenced area, or in a partially enclosed building or where any machinery, household appliances or parts of motor vehicles, machinery, or household appliances are stored in the open, in a fenced area, or in a partially enclosed building or where any land is used for wrecking or storing of such motor vehicles, machinery, or household appliances including any open area where waste, scrap metal, used building materials, papers, rags, or similar materials are bought, sold, exchanged, stored, baled, packed, disassembled, or handled, but excluding such uses taking place entirely within an enclosed building.

REVISE:

Section 36-1—Definitions (by changing the title numbers)

Section 36-1 (49):

(from)

(49) **Floor Area—Parking.**

(to)

(50) **Floor Area—Parking.**

Sincerely,

ALAN E. TUBBS,
Director,
Lansing Planning Department.

Referred to Committee on Ordinance and Contracts and Committee on Planning.

September 18, 1975

Honorable Mayor and Members
of City Council
City of Lansing

Re: Lease of Cooley House for Park
Purposes.

Dear Gentlemen:

Several months ago the Park Board received a request from the local group of the American Youth Hostels for the use of the property known as the Cooley House. This matter was referred to staff to explore details of an agreement.

At their meeting September 17, 1975, the Park Board approved the concept of such use by the American Youth Hostels and recommends that the matter be referred to City Council to approve a suitable lease agreement between the City of Lansing and the American Youth Hostels. Such an agreement is to be for a limited period, subject to renewal.

Respectfully submitted,
THEODORE J. HASKELL,
Director of Parks and
Recreation.

Referred to Committee on Parks and
Recreation.

September 16, 1975

Honorable Mayor
and City Council
City Hall
Lansing, Michigan

Subject: B-75-401 Front End Loader
Gentlemen:

Attached is the tabulation of eight bids for the purchase of one four wheel drive front end loader, which were opened at 3:00 p.m., E.D.T. on Tuesday, August 26, 1975.

We recommend acceptance of the bid submitted by AIS Construction Equipment Corporation as the low bid that met specifications for the total of \$34,000.00 less the trade-in of one 1968 International Model 3850 front end loader at \$4,750.00, one 1967 Allis Chalmers Model HD4 Dozer at \$1,850.00 and one 1967 Miller tilt top trailer Model HT-12000 at \$500.00. The total amount authorized for this purchase is \$26,900.00. Terms: Net.

Respectfully submitted,
VAUGHAN L. McKINCH,
Purchasing Director,
THEODORE J. HASKELL,
Parks and Recreation Director.

Referred to Committee on Parks and Recreation.

REPORT OF COMMITTEE

The Committee on PARKS AND RECREATION, to whom was referred the recommendation of the Purchasing Director and Director of Parks and Recreation that the following bid for a Front End Loader be accepted, the bid submitted by AIS Construction Equipment Corporation as the low bid that met specifications for the total of \$34,000.00 less the trade-in of one 1968 International Model 3850 front end loader at \$4,750.00, one 1967 Allis Chalmers Model HD4 Dozer at \$1,850.00 and one 1967 Miller tilt top trailer Model HT-12000 at \$500.00. The total amount authorized for this purchase is \$26,900.00, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Director of Parks and Recreation be accepted.

Signed:

JAMES D. BLAIR,
JOEL I. FERGUSON,
TERRY J. McKANE,
Committee on Parks and
Recreation.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

September 18, 1975

Honorable Mayor
and City Council
City Hall
Lansing, Michigan

Subject: B-75-420 Asphalt Paving—Gier
Community Center

Gentlemen:

Three bids for asphalt paving at the Gier Community Center were opened at 3:00 P.M., E.D.T., Tuesday, September 16, 1975.

We recommend that all bids be rejected due to an error in the specifications. The specifications will be rewritten and we will rebid this item.

Respectfully submitted,
VAUGHAN L. McKINCH,
Purchasing Director,
THEODORE J. HASKELL,
Parks and Recreation Director.

Referred to Committee on Parks and Recreation.

REPORT OF COMMITTEE

The Committee on PARKS AND RECREATION, to whom was referred the recommendation of the Purchasing Director and the Director of Parks and Recreation that all bids submitted for the asphalt paving at Gier Community Center be rejected due to an error in the specifications, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Director of Parks and Recreation.

Signed:

JAMES D. BLAIR,
JOEL I. FERGUSON,
TERRY J. McKANE,
Committee on Parks and
Recreation.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

September 18, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: B-75-416 Rock Salt

Gentlemen:

Four bids for the purchase of rock salt were opened at 3:00 P.M., E.D.T. on Tuesday, September 16, 1975.

International Salt Company	\$12.08 per ton
Morton Salt Company	\$12.20 per ton
Diamond Crystal Salt Co.	\$13.60 per ton
Domtar Chemicals, Inc.	\$13.60 per ton

We recommend acceptance of the low bid submitted by the International Salt Company for a total delivered price per ton of \$12.08. We also recommend that Morton Salt be accepted as an emergency supplier for a total delivered price per ton of \$12.20. Terms: Net 30 Days.

Respectfully submitted,

VAUGHAN L. McKINCH,
Purchasing Director,

ROBERT R. BACKUS,
Public Service Director.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the recommendation of the Purchasing Director and the Director of Public Service that the low bid submitted by the International Salt Company for the purchase of rock salt for a total delivered price per ton of \$12.08, and that the bid submitted by Morton Salt be accepted as an emergency supplier for a total delivered price per ton of \$12.20 be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JAMES D. BLAIR,
JACK D. GUNTHER,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

September 18, 1975

P-3-74B

Denali Park—Final Plat

Honorable Mayor and Members
of City Council:

The Lansing Planning Board, at their September 17, 1975 meeting, recommended that the request by J & L Investment Company for consideration and approval of the Final Plat of Denali Park Subdivision be approved. The proposed plat consists of fifteen (15) lots.

The Final Plat, as submitted, conforms with the approved Preliminary Plat. The conditions upon which the Preliminary Plat was approved have been met. In addition, this final plat is in accord with the Michigan State Plat Act and the Lansing Subdivision Ordinance.

Approval by the Board is given based on four (4) conditions being met prior to the Municipal Seal and the City Clerk's signature being affixed to the Final Plat. The conditions are as follows:

- 1) Evidence that the Abstract of Title for the property in question proves ownership of the property and its availability for sale in an Attorney's Opinion is presented.
- 2) If one (1) above is not presented, a Certificate of Title Insurance may be presented in its place.

- 3) That a financial security be posted in an amount specified by the Public Service Department.
- 4) Final clearance from the Board of Water and Light for the development be obtained.

This is recommended by a unanimous vote of the Board.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

September 18, 1975

Z-37-75

1322 Whyte Street

Honorable Mayor and Members

of City Council:

The Planning Board, at their meeting of September 17, 1975, recommended to the City Council that the petition by the Greater Lansing Kiwanis Association to rezone property at 1322 Whyte Street from "B-1" Family Residential District to "G-2" Wholesale District be denied as filed, and further recommended that the property be rezoned from "B-1" Family Residential District to "D-M" Multiple Dwelling District.

The Board believes that the use proposed by the Kiwanis Association will promote redevelopment of a parcel of land that has been a detriment to the community with a use that will not seriously affect existing residential development in the vicinity.

The Board further recommends that the following site development conditions be complied with:

- 1) Access (ingress and egress) to the site shall be from Whyte Street only and that the access from Ohio Street shall be terminated.
- 2) That a landscape, screening, fencing, and parking plan be submitted to, and approved by, the Planning Department prior to the issuance of any Building Permits.

Following the introduction of the above committee report, the Planning Board discussed the potential use of this site if the Kiwanis Association did not use the site as intended. Following the discussion, it was then recommended by the Planning Board that if the use of the property by the Kiwanis should be terminated, a zoning petition should be initiated to change the zoning of this site back to the original zoning district, "B-1" Family Residential.

There were eight (8) persons at the September 2, 1975 public hearing that spoke

in favor of this request. Also, a petition was submitted to the Board from the residents of that area that were favorable to the use by the Kiwanis Association. This petition contained 69 signatures (on file in City Clerk's office).

This recommendation was made by unanimous vote of the Board.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

September 18, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and

Council Members:

On July 30, 1975, I advised that a check in the amount of \$17,000 made payable to the City of Lansing Fire Department, was transmitted by Lend-A-Hand, Inc. (The State Journal), to provide technical medical equipment. Now, I am further advising that I have signed a Highway Safety Grant Request, as prepared by Program Coordinator George S. Lokken, for \$65,000. This is a 70-30 match grant wherein \$19,500 will be provided by the City of Lansing and the remainder (\$45,500) will be provided, hopefully, by the Office of Highway Safety Planning. Lansing's share will come from \$17,000 the Fire Department received from Lend-A-Hand and \$2,500 from the Ambulance Replacement Account. The monies, as you were previously advised, will be used to purchase a paramedic mobile unit which will be placed on a GMC motor home chassis. This will be an ultra-sophisticated ambulance and will carry the necessary gear to treat and stabilize heart victims prior to transporting the victim to the hospital.

To our knowledge no other city in the state has such a vehicle and this could serve as a pilot project for other communities throughout the state. The heads of the emergency section of St. Lawrence, Ingham Medical, Sparrow and Lansing General Hospitals totally support this application as does the Lansing Fire Board.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

September 18, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

I am herein recommending to you for confirmation, for the term expiring June 30, 1976, the appointment of J. Revell Hopkins to the Tri-County Senior Citizens Advisory Consortium to replace Cecil Lamanna, who had to resign because of a conflict between his business hours and those scheduled by the Consortium.

Mr. Hopkins is 64 years old and is a life-long resident of Lansing. He graduated from Eastern High School and studied Traffic Management and Transportation at LaSalle Business College.

Mr. Hopkins was employed as Traffic Manager by the Wohler Corporation, the Traffic Department at Oldsmobile, and for the past 27 years, he has been the Secretary-Manager of the Builder's Exchange of Greater Lansing. He also has been employed for the past 21 years in the same capacity for the Michigan Ready Mix Concrete Association.

Mr. Hopkins is a member of the International Builder's Exchange Executives, Past-President and member of the International Council of Ready-Mix Executives, a past member of the Lions, Junior Chamber of Commerce and the East Side Commercial Club.

Mr. Hopkins and his wife, Dorothy, have four children and reside at 825 East Wiloughby Road.

Trusting this recommendation meets your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

September 18, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

On August 4, 1975, you rejected by a 7-1 vote my appointment of Glen Lopez to

the Human Resources Advisory Board, for the term ending June 30, 1977, because you were opposed to having more than one person from the same family serving on City boards.

Therefore, I am sending to you the name of Horacio Vargas, Jr., who resides at 1436 New York Avenue. Mr. Vargas was born and raised in Sanderson, Texas, and is now 29 years of age. He attended Navarro Junior College in Corsicana, Texas, and the University of Texas at El Paso and then transferred to Michigan State University where he received his Bachelor of Arts Degree in Social Science. He is presently a graduate student at Michigan State University in Counseling.

Mr. Vargas was a Counselor at Eastern High School for three years and has been employed as a Counselor at Lansing Community College since January of this year.

He is Chairman of the Board of Directors of the State Association of Chicanos for College Admissions, member of the Board of Directors of Cristo Rey, a Board member of the Capital Area United Way, a member of LaRaza Citizens Advisory Committee to the State Board of Education, Community Police Relations Committee, Michigan Association of Higher Education and a member of the Tri-County Regional Planning Governmental Coordinating Committee representing Cristo Rey.

Trusting this recommendation meets your approval, I remain.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

September 18, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

On September 2, 1975, you rejected by a 3-5 vote my appointment of Karol Lynch to the Human Resources Advisory Board, for the term ending June 30, 1977.

Therefore, I am herein submitting to you for confirmation of appointment, Mr. Harry D. Kost. Mr. Kost was born and raised in Minnesota and attended the University of Minnesota where he received his Bachelor of Science and Bachelor of Business Administration degrees.

He is a military veteran and served for four years in the Pacific Theater with the

United States Navy. He has been employed with the Goodyear Company for 28 years and he presently is the Store Manager of the Goodyear Service Store on East Michigan Avenue.

Mr. Kost is a member of the Board of Directors of the Kiwanis Club, the North-side Advisory Board of the Boys' Club, Lansing Chamber of Commerce, Saint Paul's Lutheran Church and Past-President of the Church Council, and has been active over the years in Boy Scouts and Indian Guide activities.

Mr. Kost resides with his wife, Phyllis, and their three sons at 1419 North Fairview.

Trusting this recommendation meets your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING RESOLUTIONS. YOU MAY SPEAK ONLY FOR 3-MINUTES ON ANY ONE RESOLUTION.

Mary McCormick, 1004 Dunlap St., spoke relative to resolution No. 12.

RESOLUTIONS

By Committee on Buildings and Properties—

Resolved, That the Purchasing Director be and he is hereby directed to advertise, as provided by law, for sealed proposals for construction of Traffic Department Sign Shop Renovations, P.S. 36133, in accordance with the plans and specifications on file in the office of the City Engineer. Proposals to be received up to 3:00 P.M., Local Time, Tuesday, October 14th, 1975.

Each proposal to be accompanied with a certified check or bidder's bond in the sum of 5% of the proposal.

Right is hereby reserved to accept any proposal, to reject any or all proposals and to waive defects in proposals.

No bids may be withdrawn after the above date and time for receiving bids for a period of thirty (30) days.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That the City Assessor be, and he is hereby directed to spread on the December, 1975 Tax Rolls, the cost of cutting weeds in the year 1975, in the amount of \$574.50, as reported this date by the Building Commissioner.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

Whereas, in the opinion of the City Council it is necessary for the public health, safety and welfare of the residents of the City of Lansing to clean out, re-locate, widen, deepen, straighten, extend, tile, inter-connect and to construct necessary culverts and bridges or otherwise improve or add branches or connections thereto and to back fill and level any portion thereof no longer needed after the improvements as may be determined to be necessary by the inter-county Drainage Board, to the Remy-Chandler Drain and its branches (hereinafter referred to as the "Project"), which drain is an inter-county drain located within the contiguous municipalities of the Charter Townships of Meridian and Lansing and the Cities of Lansing and East Lansing, Ingham County, Michigan, and the Charter Township of Bath, Township of DeWitt and City of DeWitt, Clinton County, Michigan, the location and route of said drain being as described in Exhibit "A" attached to the petition and hereby made a part of this resolution, and

Whereas, the improvements to said drain referred to in this preamble as the "Project" are necessary for the public health, safety and welfare of the inhabitants of the City of Lansing, and the cost thereof should be assessed against the City of Lansing for public health, except for that portion of the cost representing benefits to the state and county highways, and the aforementioned municipalities, and

Whereas, Chapter 21 of Act 40, Public Acts of Michigan, 1956, as amended (the Drain Code of 1956) provides a feasible method of financing the cost of said "Project" where the same is necessary for the public health of the city and where the entire cost of the "Project" is to be assessed wholly against public corporations, as defined in said Chapter 21, and

Whereas, Section 535 of said Act 40, Public Acts of Michigan, 1956, as amended, specifically authorizes any one or more inter-county drains or portions thereof now or hereafter existing to be improved in the manner and to the extent set forth in this preamble in the same manner as a county drain may be located and established pursuant to Chapter 21, and

Whereas, Section 513, Chapter 21 of Act 40, Public Acts of Michigan, 1956, speci-

cally authorizes the establishment and construction of a county drain when necessary for public health, when petition is filed with the Director of Agriculture, State of Michigan, signed by two or more public corporations which will be subject to the assessments to pay the cost thereof, and

Whereas, this council desires to cause a petition for the relief hereinabove recited to be signed jointly with any or all of the aforementioned municipalities, pursuant to the terms of Chapter 21 as above set forth, and

Now, Therefore, Be It Resolved That:

1. The City Council of the City of Lansing, for and on behalf of the City of Lansing, does hereby consent to the making of the provisions of Chapter 21 of Act 40, Public Acts of Michigan, 1956, as amended, applicable to the improvements designated the "Project" in the preamble hereof, to be made to the Remey-Chandler Drain and its branches, along the route set forth in Exhibit "A" attached to the petition authorized hereby and attached hereto, and does hereby consent to the scope and extent of the "Project" as set forth in the preamble hereto, pursuant to said Chapter 21, as amended.

2. The proposed "Project" being necessary for the public health, safety and welfare of the City of Lansing, the mayor and city clerk are hereby authorized and directed to sign, for and on behalf of the City of Lansing, the petition attached hereto as Exhibit "1" and to cause the same to be filed with the Director of Agriculture, State of Michigan, and with the County Drain Commissioners of the Counties of Ingham and Clinton, together with a certified copy of this resolution.

3. In the event the proposed project herein authorized to be petitioned is for any reason not financed or constructed pursuant to the petition as filed, the City shall assume and pay its pro-rata share of the costs incurred by the statutory drainage board in acting upon said petition pursuant to the requirements of the laws.

4. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and they are hereby rescinded.

Adopted by the following vote:

Unanimously.

By Committee on Public Service
and Highways—

Resolved by the City Council of the City of Lansing:

That the estimated cost of the sanitary sewers of the Council action of August 4, 1975, Public Improvement III, for the Hector Drain Area Storm and Sanitary Sewer Improvements, PS 55037, Assessment Roll 252, be amended to increase the City

portion and to decrease the Assessable portion as follows:

City Portion of Sanitary Sewer Cost	\$25,581.19
Increase	\$12,937.70
Corrected Total	\$38,468.89
Assessable Portion of Sanitary Sewer	\$33,298.82
Decrease	\$12,937.70
Corrected Total	\$20,361.12

The original estimated total cost for sanitary sewers of \$58,830.01 remains the same.

And Be It Further Resolved, that the City Assessor be directed to make the necessary corrections to Assessment Roll 252.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City Council directed the Community Development Technical Planning Committee to prepare recommendations regarding solutions to the problems faced by victims of the April 1975 flood; and

Whereas, the Technical Planning Committee has recommended a strategy which would: (1) Shift the Community Development Funds scheduled for rehabilitation uses in Census Tract 21 to Census Tract 12 for use in acquisition and clearance activities; (2) Remove all structures in the lowest elevation of the area known as Urbandale; and (3) Make acquisition and clearance of properties and relocation of residents the neighborhood development priority for the City of Lansing; and

Whereas, the City Council conducted a public hearing on September 16, 1975, at which time an overwhelming majority of Urbandale residents in the proposed renewal area indicated that they support the recommended acquisition and clearance of their properties.

Now, Therefore, Be It Resolved that the Executive Assistant to the Mayor for Community Development prepare a Mid-Year Program Amendment to Lansing's Community Development Plan which is in conformance with the recommendations of the Technical Planning Committee and that this Amendment be submitted to the City Council for action no later than September 29, 1975; and

Be It Further Resolved that the Executive Assistant to the Mayor for Community

Development notify the A-95 Review Agency of the City's intent to file the Mid-Program Year Amendment for such review; and

Be It Finally Resolved that the Lansing Planning Board immediately take steps to insure speedy completion of an environmental review of the proposed Amendment to the Community Development Plan.

Adopted by the following vote:

Yeas: Councilmen Belen, Brenke, Ferguson, Gunther, McKane—5.

Nays: Councilman Blair—1.

By Councilman McKane—

That the resolution be reconsidered.

Carried.

By Councilman McKane—

That the resolution be amended as follows: in the 4th paragraph after the word "and" the following be added: "that this report include an analysis of the impact of this Mid-Year Program Amendment upon the three-year CD plan previously approved by the Council; and"

The amendment was adopted by the following vote:

Unanimously.

The resolution as amended was adopted by the following vote:

Unanimously.

By Committee on Public Safety—

Resolved by the City Council of the City of Lansing:

Whereas, the following vehicles were purchased by the City of Lansing for the use of the CATA:

Title Issued 1-24-74—Year 1967
37 Pass.—Type TDH 3501—No. 996

Title Issued 1-24-74—Year 1965
35 Pass.—Type TDH 3501—No. 254

Title Issued 1-24-74—Year 1965
35 Pass.—Type TDH 3501—No. 087

Title Issued 1-24-74—Year 1965
35 Pass.—Type TDH 3501—No. 469

Title Issued 1-24-74—Year 1962
45 Pass.—Type TDH 4517—No. 1517

Title Issued 1-24-74—Year 1962
45 Pass.—Type TDH 4517—No. 1516

Title Issued 1-24-74—Year 1962
45 Pass.—Type TDH 4517—No. 1518

Title Issued 5-13-74—Year 1964 (M.S.U.)
51 Pass.—Type TDH 5303—No. 2247

Title Issued 5-13-74—Year 1964 (M.S.U.)
51 Pass.—Type TDH 5303—No. 2249

Title Issued 5-13-74—Year 1964 (M.S.U.)
51 Pass.—Type TDH 5303—No. 2253

and

Whereas, only State funds were used to consummate said purchase; and

Whereas, CATA may hold property in its own name and acquire the same by purchase or gift; and

Whereas, the City of Lansing has no use for said vehicles apart from the transportation system; now, therefore, be it

Resolved, that the Purchasing Agent is directed to transfer title to the above vehicles to the CATA after approval by the City Attorney and Program Coordinator.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, Danny Thomas is a native of our state having been born in Deerfield, Michigan, and started his career in Detroit; and

Whereas, Danny Thomas progressed to Chicago and then to California and an illustrious career as a comedian followed; and

Whereas, Danny Thomas vowed to build a shrine to St. Jude, and upon seeing a minority boy die through lack of facility, determined to build this shrine for St. Jude as a hospital for all children; and

Whereas, Danny Thomas with the American Lebanese Syrian Associated Charities (ALSAC) now provides operating funds for Aiding Leukemia Stricken American Children in St. Jude's Hospital;

Now, Therefore, Be It Resolved that October 18, 1975, the anniversary of Danny Thomas' birthday, be proclaimed by the City of Lansing as DANNY THOMAS DAY, and

Be It Further Resolved that the Mayor and City Council shall affix their signatures to this proclamation making it official that Danny Thomas shall be so honored.

Adopted by the following vote:

Unanimously.

By Committee on Public Service
and Highways—

Resolved by the City Council of the City
of Lansing:

That the proposed Cost Agreement between the Michigan State Highway Commission and the City of Lansing for the installation of Over-height Detectors on South Pennsylvania Avenue, in accordance with the attached Agreement ROS 33006, ROS 2003 (001), Job No. 08723A, Item 6, be approved, and

That the Mayor and City Clerk be authorized to sign this Agreement upon certification of the City Controller as to the availability of funds, and after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committees on Finance, and Housing
and Redevelopment, and Human
Resources—

Whereas, the City of Lansing has, from time to time entered into Contracts with the Contractor (Housing Assistance Foundation/Community Resources Center) for services through the Lansing City Demonstration Agency from funds provided pursuant to Title I of the Demonstration Cities and Metropolitan Development Act of 1966; and

Whereas, the City of Lansing has entered into a Grant Agreement with the United States of America to plan and develop a Community Development Program pursuant to Title I of the Housing and Community Development Act of 1974; and

Whereas, the City of Lansing, through the Human Resources Department, desires to engage the Contractor to perform certain services and activities in connection with said Community Development Program through Model Cities funds; and

Whereas, a Contract has been developed by and between the City of Lansing through the Human Resources Department and the Housing Assistance Foundation/Community Resources Center (PN-5) to provide a comprehensive program of economic, social, and consumer services; and

Whereas, said new Contract (effective from October 1, 1975 through October 31, 1975) is hereby approved by the City Council of the City of Lansing; and

Whereas, said Contract is to be funded with Ten Thousand and 00/100 Dollars (\$10,000.00) of C.D.A. residual funds to be reallocated from a previous Reservation of Funds in the amount of Twenty Thousand and 00/100 Dollars (\$20,000.00) for the Youth Development Corporation approved by City Council on June 30, 1975; now, therefore, be it

Resolved, that the resolution approving the Reservation of Funds for the Youth Development Corporation to the Michigan Department of Social Services is hereby rescinded and funds reallocated;

Now, Therefore, Be It Further Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed Contract on behalf of the City of Lansing, after approval as to form by the City Attorney and after certification by the Director of Finance and the C.D.A. Fiscal Officer as to the availability of funds.

Adopted by the following vote:

Unanimously.

By Committees on Finance, and Housing
and Redevelopment, and Human
Resources—

Resolved by the City Council of the City
of Lansing:

Whereas, the City of Lansing has, from time to time, entered into Contracts with the Contractor (Lansing Senior Citizens, Incorporated) for services through the Lansing City Demonstration Agency from funds provided pursuant to Title I of the Demonstration Cities and Metropolitan Development Act of 1966; and

Whereas, the City of Lansing has entered into a Grant Agreement with the United States of America to plan and develop a Community Development Program pursuant to Title I of the Housing and Community Development Act of 1974; and

Whereas, the City of Lansing, through the Human Resources Department, desires to engage the Contractor to perform certain services and activities in connection with said Community Development Program through Model Cities funds; and

Whereas, a Contract has been developed by and between the City of Lansing through the Human Resources Department and Lansing Senior Citizens, Incorporated (PN-28) to provide a comprehensive Senior Citizens program; and

Whereas, said new Contract (effective from October 1, 1975 through October 31, 1975) is hereby approved by the City Council of the City of Lansing; and

Whereas, said Contract is to be funded with Ten Thousand and 00/100 Dollars (\$10,000.00) of C.D.A. residual funds to be reallocated from a previous Reservation of Funds in the amount of Twenty Thousand and 00/100 Dollars (\$20,000.00) for the Youth Development Corporation approved by City Council on June 30, 1975; now, therefore, be it

Resolved, that the resolution approving the Reservation of Funds for the Youth Development Corporation to the Michigan Department of Social Services is hereby rescinded and funds reallocated;

Now, Therefore, Be It Further Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed Contract on behalf of the City of Lansing, after approval as to form by the City Attorney and after certification by the Director of Finance and the C.D.A. Fiscal Officer as to the availability of funds.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Human Resources Department as the successor of the Lansing City Demonstration Agency, and the Housing Assistance Foundation/Community Resources Center, entered into a Contract on August 22, 1975, effective from July 1, 1975 through September 30, 1975, in the amount of Thirty-Four Thousand, Two Hundred Fifty-Three and 00/100 Dollars (\$34,253.00); and

Whereas, that Contract contained an addendum and extension for match funds in the amount of Six Thousand, Four Hundred Eighty-Four and 00/100 Dollars (\$6,484.00) between Housing Assistance Foundation/Community Resources Center and the Michigan Department of Social Services which shall remain unchanged; and

Whereas, that Contract is funded from a City Demonstration Agency residual allocation; and

Whereas, the City of Lansing, through the Human Resources Department, and the Housing Assistance Foundation/Community Resources Center do mutually agree to amend said Contract of Thirty-Four Thousand, Two Hundred and Fifty-Three Dollars (\$34,253.00) for the express purpose of revising the budget as follows:

	FROM	TO
Personnel	\$28,594.00	\$28,594.00
Professional Services	2,003.00	1,493.00
Travel and Conference	700.00	700.00
Occupancy	571.00	1,081.00
Consumable Supplies	947.00	947.00
Equipment	662.00	662.00
Other	776.00	776.00
	<u>\$34,253.00</u>	<u>\$34,253.00</u>

Whereas, said budget amendment will not effect the total cost of this Contract which shall remain at Thirty-Four Thousand, Two Hundred Fifty-Three and 00/100 Dollars (\$34,253.00); now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed

Contract amendment on behalf of the City of Lansing, after approval as to form by the City Attorney and after certification as to the availability of funds by the Director of Finance and the CD Fiscal Officer.

Adopted by the following vote:

Unanimously.

By Committee on Personnel—

Resolved by the City Council of the City of Lansing:

That effective September 22, 1975, the City Personnel Director is authorized and directed to effect the following organizational changes within the Community Development Section of the Classification and Compensation Plan:

- I—Establish one Citizen Participation Coordinator VIII position.
- II—Delete one Staff Assistant IX position.
- III—Establish one Administrative Supervisor VIII position.
- IV—Delete one Project Analyst VIII position.
- V—Establish one Public Facilities Analyst VII position.
- VI—Establish one Human Resources Analyst VIA position.
- VII—Delete one Project Manager VIA position.
- VIII—Establish one Housing & Redevelopment Analyst VIII position.
- IX—Delete one Evaluation Specialist IX position.

The intent and purpose of this resolution is to balance the management and operating functions of the Community Development Program within existing budgetary appropriations previously approved for total administrative costs. Funds for the Public Facilities Analyst VII position to be charged against the Kingsley Place Project account number 249-936-110-975.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows:

\$ 970.00 from General Improvements
A/C 101-720 633-974

\$ 970.00 to Contract Service
A/C 101-690-304-814

\$ 300.00 from Reserve for Conferences
and Workshops
A/C 101-941-000-864

\$ 300.00 to Planning Board Ex-
penses
A/C 101-801-000-830

\$ 2,600.00 from Contractual
A/C 153-810-001-818

\$ 1,900.00 to Salary—Reimburse-
ment
A/C 153-810-001-702

100.00 to Travel
A/C 153-810-001-873

100.00 to Supplies
A/C 153-810-001-740

500.00 to Miscellaneous
A/C 153-810-001-956

\$2,942,108.00 from Estimated Revenues
A/C 249-000-000-160

625,416.00 from Fund Balance
A/C 249-000-000-390

\$3,567,524.00 to Appropriations
A/C 249-000-000-335

I hereby certify that funds are available.

EDWARD PERRY,
Deputy Controller.

Approved:

JAHN T. ANAS,
TERRY J. MCKANE,
WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT IV

By Committee on Public Service
and Highways—

Resolved by the City Council of the City
of Lansing:

That the special assessment roll for
Storm and Sanitary Sewers:

Assessment Roll No. 252

PS No. 55037—Storm

Property Benefited: All lands fronting
on Dunlap Street from Logan Street to
Atlas Street, excepting all public streets
and alleys and other lands deemed not bene-
fited.

Assessment Roll No. 252

PS No. 55037—Storm

Property Benefited: All lands fronting
on Stirling Street from Dunlap Street to
Loa Street, excepting all public streets and
alleys and other lands deemed not benefited.

Assessment Roll No. 252

PS No. 55037—Storm

Property Benefited: All lands fronting
on Loa Street from Logan Street to Atlas
Street, excepting all public streets and
alleys and other lands deemed not benefited.

Assessment Roll No. 252

PS No. 55037—Storm

Property Benefited: On Easement from
Logan Street south 340 ft. to existing storm
sewer, excepting all public streets and
alleys and other lands deemed not benefited.

Assessment Roll No. 252

PS No. 55037—Storm

Property Benefited: All lands fronting
on Harold Street from Holmes Road south
to serve Lots 29 and 30, Walter Holmes
Road Subd. No. 1, excepting all public
streets and alleys and other lands deemed
not benefited.

Assessment Roll No. 252

PS No. 55037—Storm

Property Benefited: All lands fronting
on W. Holmes Road from Lowercroft Street
to Palmer Street, excepting all public
streets and alleys and other lands deemed
not benefited.

Assessment Roll No. 252

PS No. 55037—Storm

Property Benefited: All lands fronting
on Lowercroft Street from W. Holmes Road
to Mason Street, excepting all public streets
and alleys and other lands deemed not
benefited.

Assessment Roll No. 252

PS No. 55037—Storm

Property Benefited: All lands fronting
on Rouse Street from Lowercroft Street to
Schlee Street, excepting all public streets
and alleys and other lands deemed not
benefited.

Assessment Roll No. 252

PS No. 55037—Sanitary

Property Benefited: All lands fronting
on Palmer Street from Berry Street to
Dunlap Street, excepting all public streets
and alleys and other lands deemed not bene-
fited.

Assessment Roll No. 252

PS No. 55037—Sanitary

Property Benefited: All lands fronting on Astor Street from Palmer Street east 408 ft., excepting all public streets and alleys and other lands deemed not benefited.

Assessment Roll No. 252

PS No. 55307—Sanitary

Property Benefited: All lands fronting on Palmer Street from Holmes Road south to interceptor south of Rouse Street, excepting all public streets and alleys and other lands deemed not benefited.

as returned by the City Assessor be and the same is hereby ratified and confirmed, and the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to collect said tax on or before the 21st day of December, 1975.

All projects are a part of the Hector Drain Area Storm and Sanitary Sewer Improvements, PS 55037.

Adopted by the following vote:

Unanimously.

ZONINGS

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1968, in the following particulars, viz:

That property described as:

Z-37 75—1322 Whyte Street

be rezoned from "B" One Family Residence District to "G-2" Wholesale District and the "Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 13th day of October, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 21st day of July, 1975, this Council was

petitioned to change the following described property from "B" One Family Residence District to "C" Two Family Residence District, all as set forth in the Zoning Code of this city; and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 15th day of September, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-32-75—1003 Westmoreland Avenue, more particularly described as:

Lot 162 and north 15 feet of Lot 163 and south 20 feet of Lot 161, Charles Kudner Subdivision, City of Lansing, Ingham County, Michigan,

from "B" One Family District to "C" Two Family District.

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised the City Council to approve the request; and

Whereas, the Planning Committee of City Council, to whom the report of the Planning Board was referred, did concur therein;

Now, Therefore, Be It Resolved that the Council of the City of Lansing approves the petition to rezone the above described property from "B" One Family District to "C" Two Family District.

Adopted by the following vote:

Yeas: Councilmen Belen, Blair, Brenke, Ferguson, McKane—5.

Nays: Councilman Gunther—1.

By Councilman Gunther—

Whereas, by petition duly filed in the 21st day of July, 1975, this Council was petitioned to change the following described property from "J" Parking District to "D" Apartment District, all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 15th day of September, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-31-75—1313 Mary Avenue, more particularly described as:

Lot 10 and the east 27 feet of Lot 9, Brierly Hill Subdivision, City of Lansing, Ingham County, Michigan,

from "J" Parking District to "D" Apartment District.

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised the City Council to approve the request; and

Whereas, the Planning Committee of the City Council, to whom the Planning Board report was referred, did concur therewith;

Now, Therefore, Be It Resolved that the City Council of the City of Lansing approves the petition to rezone the above described property from "J" Parking District to "D" Apartment District.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 6th day of August, 1973, this Council was petitioned to change the following described property from "B" One Family Residence District to "I" Heavy Industrial District, all as set forth in the Zoning Code of this city, and

Whereas, the property involved is described as:

Z-51-73—Oldsmobile Parcels,
more particularly described as:

Lot 3 of Stebbins-Moore replat of Lots 1 and 2, Block 13, and Lot 2, Block 2 of Townsend's Subdivision, City of Lansing.

Lot No. 1; the east 30 feet of Lot No. 4; the south 73 feet of the west 30 feet of Lot 4; the north 97 feet of the west 50 feet of Lot No. 5; the south 73 feet of Lot No. 5; the north 33 feet of Lot No. 6; the south 35 feet of the north 68 feet of Lot No. 6; the west 40 feet of the south 102 feet of Lot No. 6; the north 33 feet of Lot No. 7; the west 9½ feet of the south 35 feet of the north 68 feet of Lot 7; the north 33 feet of Lot No. 8; Block 1 of Cowles Subdivision of Lot 2, Block 14 of Townsend's Subdivision, City of Lansing.

Lot 7, and the west 10 feet of Lots 1, 2, and 3, Block 1, Sparrow's Subdivision of Lot 1 of Block 14 of Townsend's Subdivision, City of Lansing,

from "B" Residential and "C-2" Family Residential District to "I" Heavy Industrial District;

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised the City Council to deny the request; and

Whereas, the Planning Committee of City Council, to whom the planning Board report was referred, did concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing deny the rezoning of the above described property from "B" One Family Residential District to "I" Heavy Industrial District.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

SUP-8-75

213 East St. Joseph

New Birth Methadone Center

More particularly described as:

Lot 5, west 49.5 feet; Lots 3 and 4, also east 60 feet; Lot 6, Block 156 of the original plat.

Whereas, pursuant to Section 36-42 (1) of the Zoning Code, an application was filed by the New Birth Methadone Center to operate a Methadone Clinic; said request was filed by John L. Witt of the New Birth Methadone Center; and

Whereas, the Planning Board has reviewed the request; and

Whereas, pursuant to said Ordinance, a public hearing was held on August 5, 1975; and

Whereas, the petitioner, having considered the application more thoroughly, has decided to withdraw said application;

Now, Therefore, Be It Resolved that the Council of the City of Lansing hereby accepts this withdrawal.

Adopted by the following vote:

Unanimously.

By Councilman McKane—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$869,327.14.

Signed:

TERRY J. MCKANE,
WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

INTRODUCTION OF ORDINANCE

The following ordinance of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by:

Revising Section 2-19.1 of Code—(Water and Light Board funds; method of disbursement).

was introduced by Councilman Belen, read a first and second time by its title and referred to the Committee on Ordinance and Contracts.

ORDINANCES

By Councilman Belen—

The Committee reported that it had considered an ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by adding new sections to be numbered 36A-12 through 36A-16, inclusive, of Code (Permits to widen driveways beyond twelve feet and to establish certain hard surfaced parking areas), and recommended that the ordinance be passed.

Carried.

ORDINANCE NO. 404

(Permits to widen driveways beyond twelve feet and to establish certain hard-surfaced parking areas).

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by adding new sections to be numbered 36A-12 through 36A-16, inclusive, to said Code, be placed on order of immediate passage.

Carried.

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by adding new sections to be numbered 36A-12 through 36A-16, inclusive, to said Code be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 404

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, BE

AMENDED BY ADDING NEW SECTIONS TO BE NUMBERED 36A-12 THROUGH 36A-16, INCLUSIVE.

The City of Lansing Ordains:

Section 1. That the Code of Ordinances of the City of Lansing, Michigan, be amended by adding new sections to be numbered 36A-12 through 36A-16, inclusive, to read as follows:

Sec. 36A-12. Permits to Widen Driveways Beyond Twelve Feet and to Establish Certain Hard-surfaced Parking Areas.

Notwithstanding any other provisions of this Code, except where off-street parking requirements in connection with the erection or enlargement of any main structure on a lot are governed by Sections 36-51.1 through 36-54.3, inclusive, of Chapter 36 of this Code, an owner or occupant of premises affected by this Chapter may apply to the Front Yard Parking Administrative Committee for a permit (1) to enlarge a driveway beyond the twelve (12) foot width delineated in this Chapter, or (2) to establish hard-surfaced parking areas for the parking or placement of motor vehicles, trailers or watercraft in locations which would otherwise be unlawful under this Chapter.

Sec. 36A-13. Administrative Committee Membership, Quorum, Rules of Procedure.

The Front Yard Parking Administrative Committee, for the purpose of this Chapter, shall be composed of five (5) members. The membership shall be comprised of one representative of the Planning Department, the Building Department, the Public Service Department, the Traffic Department and the Department of Law and shall be designated by the respective department heads. Three (3) members shall constitute a quorum and no action may be taken by the Committee except by an affirmative vote of at least three (3) members. Meetings of the Committee shall be held at such place and times as the Committee shall determine and the meetings of the Committee shall be open to the public. The Committee shall keep a record of its proceedings showing the action of the Committee and the vote of each Committee member on each application considered.

Sec. 36A-14. Submission of Application.

Application for a permit shall be submitted, in writing, to the Committee through the Planning Department. The application shall state the reasons and grounds for requesting the permit and shall be accompanied by a scale drawing of the premises and the proposed changes to be made thereon. The applicant may include with the application any other relevant drawings, pictures or information. Upon receipt of the application and accompanying information, the Planning Department shall furnish copies of the same to each committee member.

Sec. 36A-15. Hearing.

The Front Yard Parking Administrative Committee shall fix a reasonable time, not to exceed thirty (30) days from the submission thereof, for the hearing on the application, shall give due written notice thereof to the applicant, to abutting property owners and to property owners directly across the street or streets from the applicant's property and shall grant or deny the application based upon the evidence presented at the hearing, within a reasonable time, not to exceed fifteen (15) days, after the hearing. Written notification of the Committee's decision, including the reasons therefor, shall be given to the applicant. At the hearing on the application, any party may appear in person or by agent or attorney and give any additional relevant information or evidence concerning the application. Any applicant aggrieved by a decision of the Committee shall have the right to appeal to Circuit Court as prescribed by law.

Sec. 36A-16. Factors to be Considered by the Committee.

In determining whether or not a permit shall issue, the Front Yard Parking Administrative Committee shall take into account (1) any irregular shape or topographical conditions on the lot which create any unusual practical difficulties or unnecessary hardships to comply with this Chapter, and (2) the effect on adjoining property in the event the permit is granted or denied and the applicant parks or places a motor vehicle, trailer or watercraft on the lot in a location not prohibited by this Chapter.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

That Councilmen Anas and May be excused from the session.

Carried.

By Councilman Brenke—

Resolved by the City Council of the City of Lansing:

That the rule prescribed in Sec. 5.5 (g) of the Charter relative to considering business not on the agenda be waived.

Adopted by the following vote:

Unanimously.

September 22, 1975

Honorable Mayor and Members

of the Lansing City Council

Lansing, Michigan

Dear Mayor and Council:

As you know, the Department of Treasury originally held that sales of trash bags utilized in Lansing's solid waste disposal program were subject to the 4% state sales tax.

The City of Lansing joined with the City of Grand Rapids in seeking a Declaratory Ruling that such sales were not taxable and a hearing was held before Hearing Referee Louis Wirbel on September 11, 1975.

On the basis of evidence presented at that hearing, the Revenue Commissioner has issued a Declaratory Ruling, effective September 19, 1975, that sales of City trash bags are NOT subject to sales tax. This Ruling applies to sales made directly by the City of Lansing and by private businesses which sell the City trash bags on behalf of the City.

Respectfully submitted,

PETER HOUK,
City Attorney.

Received and placed on file.

Irene Ferguson and Earl Ellis, 218 E. Elm Street, spoke relative to calling the City Fire Department ambulance and they would not come and called a private ambulance and was charged \$50.00 and they do not have the money.

Referred to Committee on Public Safety and Fire Chief.

Tom Hernly, 3425 Palmer Street, spoke relative to sewers and assessment of same.

Council adjourned at 8:15 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

September 22, 1975

F/M

Address Correction Requested

819

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, September 29, 1975

CITY COUNCIL ROOMS

Lansing, Michigan
September 29, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Anas, Belen, Blair, Ferguson, Gunther, May, McKane—7.

Absent: Councilman Brenke—1.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Belen.

Pledge of Allegiance was given by Mr. Bill Schmidt.

The record of the previous session was approved as printed.

HEARING ON PROPOSED CHANGE IN ZONING CLASSIFICATIONS

September 29, 1975, at 7:30 o'clock being the time set as the time for holding a hear-

ing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-27 75 — 800 block Birch Street,

be rezoned from "B" One Family Residence and "C" Two Family Residence Districts to "I" Heavy Industrial District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Donald Hines, attorney for General Motors, spoke on this and included Z-28-75, Z-29-75, and Z-30-75 also.

Mabel French spoke and asked about parcel on Birch St.

Referred to Committee on Planning.

September 29, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-28-75 — 900 block South Logan Street,

be rezoned from "E-1" Apartment Shop and "F" Commercial Districts to "T" Heavy Industrial District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Referred to Committee on Planning.

September 29, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-29-75 — Right-of-way at Birch St. and Albert St.,

be rezoned from Unzoned District to "T" Heavy Industrial District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Referred to Committee on Planning.

September 29, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-30-75 — 904 Birch St.,

be rezoned from "B" One Family Residence District to "T" Heavy Industrial District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amend-

ment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Referred to Committee on Planning.

September 29, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-38-75 — 2420 South Pennsylvania Avenue,

be rezoned from "D-1" Professional Office District to "E" Apartment Shop District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Referred to Committee on Planning.

September 29, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-9-75B — 5000 North Grand River Avenue,

be rezoned from "A" One Family Residence, "C" Two Family Residence and "D-M" Multiple Dwelling District to a Community Unit Plan District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

Objections were made to the proposed amendment(s).

Robert LaVey, 3231 Sheffer, spoke and presented petitions in opposition to rezoning.

Referred to Committee on Planning.

HEARING ON PROPOSED SPECIAL USE PERMIT

September 29, 1975, at 7:30 o'clock being the time set as the time for holding a hear-

ing on the proposed Special Use Permit as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

SUP-10-75 — 321 East Holmes Road,
(to be used as a Day Care Center).

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed Special Use Permit provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed Special Use Permit.

Referred to Committee on Planning.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

DRAINLAYERS—Ron Mantyla, Lou Thom.

MECHANICAL DEVICES — Cinema X Theater—(9).

SIGN ERECTOR — Dale Walter.

Referred to Committee on Ordinance and Contracts.

Claims filed by:

Alice Lantzer for injuries sustained due to fall on sidewalk in 1300 block Prospect St.

Referred to City Attorney and Public Service Department.

Arnold Dunchock for damage to automobile due to hitting a manhole.

Referred to City Attorney and Public Service Department.

William C. Kester for damage to automobile due to ball hitting a windshield.

Referred to City Attorney and Parks Department.

The following petitions have been filed for rezoning:

Z-45-75—

The west 150 feet of the following described parcel, commencing 99 feet south of the southeast corner of Cedarhurst Subdivision, thence west 164 feet, North 55 feet, west 191.75 feet, south 216 feet to the

North line of Greenlawn Avenue, East 355 feet to the West line of Cedar St., north 161 feet to the point of beginning, except the south 5 feet, Section 28, T4N, R2W, more particularly described as: that part of the Northeast $\frac{1}{4}$ of Section 28, T4N, R2W, City of Lansing, Ingham County, Michigan, commencing at the east $\frac{1}{4}$ corner thereof, thence running north 203.0 feet, thence parallel with the east-west $\frac{1}{4}$ line S 89°38' west 1603.01 feet to the point of beginning, said point being 30 feet north of the centerline of Greenlawn Avenue, thence N 0°10'42" W 208.65 feet, thence S 89°38' West 150.0 feet parallel with said $\frac{1}{4}$ line, thence S 0°10'42" East 208.65 feet to a point 30 feet north of the centerline of Greenlawn Avenue, thence parallel with said $\frac{1}{4}$ line N 89°38' E 150.0 feet to the point of beginning, City of Lansing, Ingham County, Michigan from "F" Commercial and "J" Parking Districts to "D-1" Professional Office District — (100 block West Greenlawn—north side).

Z-46-75—

Lots 1 thru 12 inclusive, Block No. 1, McPherson's Saginaw Addition, and Lots 1, 2, 3, 6, 10, 11 and 12, Block 2, McPherson's Saginaw Street Addition and the North 16.5 feet of Lot 25, the south 17 feet of Lot 26 and all of lots 27 and 28 and the west 68 feet of Lot 32 of Englewood Park Addition to the City of Lansing, Ingham County, Michigan from "J" Parking, "D" Apartment, and "B" One Family Residence Districts to "F" Commercial and "J" Parking Districts—(701 N. Logan Street and other areas).

Z-47-75—

Lots 16, 17, 18, 25 and 26, and the west 88 feet of the South $\frac{1}{2}$ of Lot 24 and the north $\frac{1}{2}$ of Lot 24 except the east 44 feet of the south 33 feet thereof, of Block 7, of Assessor's Plat No. 28 of Potter's Subdivision on Southwest $\frac{1}{4}$ of Section 22, T4N, R2W, City of Lansing, Ingham County, Michigan from "B" One Family Residence District to "F" Commercial District—(N.W. corner of Pennsylvania Avenue and Mt. Hope Avenue with frontage on South Pennsylvania Avenue, Mt. Hope Avenue and Donora Street).

Referred to Planning Board.

Letter from Medical Care Facilities — Provincial House relative rezoning petition Z-44-75 at the North west corner of Cavanaugh and Aurelius Rd. for adding additional lot.

Referred to Planning Board.

Michigan Liquor Control Commission submits requests:

Mustang, Inc., for dropping Gregory Eaton as stockholder in 1975 Class "C" licensed corporation with Dance Permit located at 1213-1215 Turner St. through sale

of his shares of stock to Andrew Roberts, Jr., existing stockholder.

Alex Corporation for dropping Thomas Johnson as stockholder in 1975 Class "C" licensed corporation with dance-entertainment permit at 321-323 E. Michigan Ave. through sale of his shares of stock to Alex Vanis and George Tesseris, existing stockholders.

Referred to Committee on Ordinance and Contracts.

Request from St. Paul's Episcopal Church requesting that parking meters on Seymour St. be changed from 2-hour to 4-hour.

Referred to Traffic Board.

Request from The North Lansing Community Association for blocking off certain streets, use of parking lots, parade permit, during "Fun Fest" on Saturday, October 18, 1975, from 9:30 a.m. to 8:00 p.m.

Referred to Committee on City Affairs.

Letter from North Lansing Community Association relative purchase of Silver Lead Riverfront property.

Referred to Committee on Buildings and Properties.

Michigan Bell Telephone Co. request a ten foot right-of-way on Saginaw St. at Center Street to increase its conduit system.

Referred to Committee on Public Service and Highways and Public Service Director.

Letter from Edward Ravitz relative availability of sanitary sewer to Waverly Park Apartments located at the southwest corner of Jolly Rd. and Waverly Rd.

Referred to Public Service Director and Committee on Public Service and Highways.

Letter from Water Resources Commission submitting application for Frank L. Guerriero for alteration or occupation of a floodway for Grand River.

Referred to Public Service Department.

Letter from Department of Natural Resources of unauthorized filling and dumping of trees, limbs and concrete debris in Grand River.

Received and placed on file with copy to Planning Board and Waterfront Development Board.

REPORT OF COMMITTEES

The Committee on ORDINANCE AND CONTRACTS approves the following applications and bonds for licenses:

DRAINLAYERS—Ron Mantyla, Lou Thom.

MECHANICAL DEVICES — Cinema X Theater (9).

SIGN ERECTOR — Dale Walter.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the request of George J. Petroff to be added as partner on 1975 Class "C" license at 125 West Washtenaw St. with John A. Petroff, reports as follows:

That said request be approved having received the signatures of all the required departments.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the several requests from North Lansing Community Association in connection with their "Fun Fest" on Saturday, October 18, 1975, reports as follows:

1. Permission to parade: The Committee recommends permission be granted, the application having been properly signed by the necessary department heads, and the committee recommends further that the parade be under supervision of the Lansing Police Department.

2. Permission to close E. Grand River from Washington to Turner, and Turner

from Clinton to Grand River between 9 a.m. and 9 p.m., on October 18, 1975: The Committee recommends permission be granted to close Turner between Clinton and Grand River but that the request to close Grand River between Washington and Turner be denied this being a major east-west artery.

3. Parking Lot Blockage: The Committee recommends that arrangements be made by the North Lansing Community Association with the Post Office Department; however, the use of the lot is subject to NLCA furnishing proof of liability insurance to the City Clerk's Office with limits of \$200,000 and \$500,000 Personal Liability and \$50,000 Property Damage.

4. Music Permission: The Committee recommends permission be granted to have music but that the "sound producing equipment shall not be operated on the premises so as to be unreasonably loud or raucous, or so as to be a nuisance or disturbance to the peace and tranquility of the citizens of the City of Lansing."

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred the rezoning petition Z-38-75 for property at 2420 South Pennsylvania Avenue from "D-1" Professional Office District to "E" Apartment Shop District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
LUCILE BELEN,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred the rezoning petition Z-27-75— for property at 800 block Birch Street from "B" One Family Residence, and "C" Two Family Residence Districts to "T" Heavy Industrial District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
LUCILE BELEN,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred the rezoning petition Z-28-75— for property at 900 block South Logan Street from "E-1" Apartment Shop and "F" Commercial Districts to "T" Heavy Industrial District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
LUCILE BELEN,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred the rezoning petition Z-30-75— for property at 904 Birch St. from "B" One Family Residence District to "T" Heavy Industrial District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
LUCILE BELEN,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred the rezoning petition Z-29-75— for property at Right-of-Way at Birch St. and Albert St. from Unzoned District to "T" Heavy Industrial District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
LUCILE BELEN,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

September 25, 1975

Honorable Mayor and Members
of the Lansing City Council
Lansing, Michigan

Re: Claim of Mrs. Deborah Reist for
damage to car when it struck hole
in street

Dear Mayor and Council:

Your City Attorney, to whom was referred the above claim, has made an investigation thereof and, on that basis, recommends that the claim be denied. Mrs. Reist has not shown that the City had prior knowledge of the defect in the street.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Anas—

That we concur in the recommendation
of the City Attorney.

Carried.

September 24, 1975

Honorable Mayor and Members
of the Lansing City Council
Lansing, Michigan

Dear Mayor and Council:

On July 28, 1975, you concurred in my recommendation that this office employ outside counsel to represent the Planning Department in the matter of the Richard Baker Veterans Preference Hearing. I recommended and you concurred that the fee be set at an amount not to exceed \$250 and that the individual hired be given complete and sole discretion in handling the case. That recommendation was made to you upon my belief that the matter would not require more than 4 hours actual hearing time and 6 to 8 hours of preparation. To the surprise of all involved, this matter resulted in actual hearing time in excess of 17 hours. The attorney that I retained for this matter has advised me that he spent a total of 35 hours on this matter. That included 17½ hours at the hearing and an additional 7½ hours preparing the Brief

that I requested in this matter. Additional time was spent interviewing Mr. Tubbs and other witnesses for the City.

I recommend that Mr. Hankins' fee be increased by \$975 for a total of \$1,225. This fee is computed on the minimum hourly rate charged by attorneys in this community. A transfer to my department's extra legal account in the amount of \$650 will be necessary to cover this cost.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Gunther—

That we concur in the recommendation
of the City Attorney.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Ferguson,
Gunther, May, McKane—6.

Nays: Councilman Blair—1.

September 25, 1975

Honorable Mayor and Members
of the Lansing City Council

Dear Mayor and Council Members:

The office of the City Treasurer is here-
with submitting a summary of Real and
Personal Property taxes spread on the July
1975 Tax Rolls, collections as of this date,
outstanding balances, and the resulting per-
centages in each category.

REAL PROPERTY TAX

Total Spread for Collection	\$8,153,730.45
Taxes Collected thru 9/23/75	\$7,374,759.53
Delinquency 9/24/75	\$778,970.92
% of Total Collected	90.1%

PERSONAL PROPERTY TAX

Total Spread for Collection	\$2,743,736.22
Taxes Collected thru 9/23/75	\$2,729,212.58
Delinquency 9/24/75	\$14,523.64
% of Total Collected	99.4%

TOTALS

Total Spread for Collection	\$10,897,455.67
Taxes Collected thru 9/23/75	\$10,103,972.11
Delinquency 9/24/75	\$793,494.56
% of Total Collected	92.7%

Attached herewith is a listing of 140
businesses delinquent in the payment of

July 1975 Personal Property taxes as of this date. The like period one year ago recorded 134 businesses as being delinquent. The Personal Property dollar delinquency of \$14,523.64 represents a 9% increase over the \$13,300.46 delinquency of a year earlier. Noteworthy is the fact that Diamond Reo, the City's fifth largest taxpayer, paid its July 1975 Personal Property taxes in the amount of \$72,862.01 on August 12, 1975.

This listing is being submitted to you and to all department heads to accommodate Charter provisions which prevent the City from making a contract with anyone in default to the City.

Updated listings will be submitted to you from time to time. Please feel free to contact this office at any time relative to the delinquency status of any of the businesses appearing in the listing.

The July 1975 Real Property delinquency of \$778,970.92 represents an increase of 32% over the \$588,368.16 Real Property delinquency of a year ago; and an increase of 65% over the \$471,077.00 Real Property delinquency of July 1973. The rapid escalation in Real Property delinquencies in recent years should be viewed with concern. Here it should be noted that amongst the twenty-nine biggest taxpayers in the City, six are delinquent, one being Diamond Reo and the remaining five being land developers. It should be further noted that the largest taxpayers in the City constitute less than 1/2% of the total number of taxpayers, indicating that the tax paying habits of 99 1/2% of the taxpayers within the City have not waived during recent years because of unemployment, inflation or other unfavorable economic conditions.

Sincerely,

HUGO J. HUFNAGEL,
City Treasurer.

Received and placed on file.

September 22, 1975

The Mayor and City Council

City Hall

Lansing, Michigan

Dear Mr. Mayor and

Members of the Council:

The Lansing Housing Commission cordially invites you to attend the next meeting of the Commission, which will be held at 3337 Remy Drive, October 7, at 7:30 p.m.

Recently the Commission purchased a building to house its maintenance shop functions. This was a part of an effort to economize maintenance operations by prefabricating some of the maintenance function and purchasing materials and inventory in larger lots, allowing for lower individual unit costs.

Information regarding the location at Remy may be procured by calling 487-6550.

Most cordially yours,

MARCEL B. ELLIOTT,
Executive Director.

Referred to Mayor's Office, City Councilmen and Department Heads.

September 25, 1975

Honorable Mayor and

Members of City Council:

The Planning, Traffic, and Public Service Boards will hold a joint public informational hearing on October 15, 1975 at 7:30 p.m. at the Harry Hill High School Auditorium.

The purposes of the hearing are:

- 1) To present technical findings on east/west traffic circulation and needs of the Miller Road/Edgewood Boulevard Corridor.
- 2) To present possible alternatives for meeting those future traffic needs.
- 3) To gather citizen opinion on the findings, the alternatives, and other concerns relating to Edgewood Boulevard and/or Miller Road before making recommendations to City Council.

Mayor Graves and members of the City Council are cordially invited to attend the hearing.

Sincerely,

DAVID L. PURVIS,
For Allan E. Tubbs, Secretary,
Lansing Planning Board.

Referred to Mayor's Office and City Councilmen.

September 25, 1975

Honorable Mayor Gerald W. Graves and

Members of the Lansing City Council

City Hall

Lansing, Michigan 48933

Gentlemen:

Subject: Proposed Lease Agreement with Lansing Community College

As you know, Lansing Community College is currently in the early phases of constructing a 900 space parking ramp located north of their Physical Education Building, between Washington and Grand Avenues and south of Saginaw Street. In addition, the construction of a pedestrian mall in the

400 block of North Washington Avenue is nearing completion.

The above mentioned construction activities, when combined with the continuing enrollment increases being experienced by Lansing Community College, have created a need for additional parking space on a short term basis. At the request of Lansing Community College, a lease agreement has been drafted which would allow them to utilize three vacant urban renewal properties for parking on a temporary basis. The City will receive all net income from these lots, and at least 15,000 cubic yards of fill dirt, at no cost to the City to be used in the construction of the Riverfront Park.

It is our recommendation that the Mayor and City Council approve said lease agreement.

Respectfully submitted,
RAYMOND SEVERY,
Traffic Engineer,
RONALD G. STONEHOUSE,
Housing and Redevelopment
Director.

Referred to Committee on Buildings and Properties.

September 18, 1975

Honorable Mayor Gerald W. Graves and

Members of City Council

Tenth Floor, City Hall

Lansing, Michigan 48933

Dear Mayor and Council Members:

The 1959 Chevrolet Bus previously used by the Youth Development Corporation is hereby being declared as surplus for disposition by the City's Purchasing Director.

Attached is a copy of a communication from the H.E.W. Regional Headquarters pertaining to their concerns. I am requesting the Purchasing office to start the bidding process for final disposition of this bus. Y.D.C.'s Board has requested that the bus be removed from their property. If there is any place that we could store the vehicle until final disposition, I would appreciate that taking place.

Sincerely,
MRS. JACQUELINE WARR,
Director,
City Demonstration Agency.

Referred to Purchasing Director.

September 25, 1975

Honorable Mayor Gerald W. Graves and

Members of Lansing City Council

Tenth Floor, City Hall

Lansing, Michigan 48933

Dear Mayor Graves and Council Members:

The Human Resources Department (C.D. A.) has loaned two desks and chairs to Mr. Sharp, Executive Assistant to the Mayor for Community Development; I am hereby declaring these items as surplus. (See Attached Inventory Listing.)

Sincerely,

MRS. JACQUELINE WARR,
Director,
Human Resources Department.

Referred to Purchasing Director.

September 26, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: B-75-422 Bird House Roof Repairs—Potter Park Zoo

Gentlemen:

Three bids for repairs of the bird house roof at the Potter Park Zoo were opened at 3:00 P.M., E.D.T., on Tuesday, September 22, 1975.

McNeilly Construction, Inc. \$ 4,788.00

Roary Corporation \$ 8,326.00

Reitsma-Miller Construction \$18,970.00

We recommend acceptance of the second low bid submitted by the Roary Corporation in the amount of \$8,326.00. The low bidder, McNeilly Construction, Inc., only bid on a portion of the roof; and, therefore, it is not a complete bid.

Respectfully submitted,

VAUGHAN L. MCKINCH,
Purchasing Director,

THEODORE J. HASKELL,
Parks and Recreation Director.

Referred to Committee on Parks and Recreation.

REPORT OF COMMITTEE

The Committee on PARKS & RECREATION, to whom was referred the recommendation of the Purchasing Director and the Director of Parks and Recreation that the bid submitted by the Roary Corporation in the amount of \$8,326.00 for Bird House Roof Repairs, be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Director of Parks and Recreation.

Signed:

JAMES D. BLAIR,
JOEL I. FERGUSON,
TERRY J. McKANE,
Committee on Parks and
Recreation.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

September 26, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: B-75-386 Kingsley Community
Center

Gentlemen:

Ten bids per the attached tabulation were opened at 3:00 P.M., E.D.T., on Tuesday, September 16, 1975, for construction of the Kingsley Community Center.

We recommend acceptance of the low bid submitted by Haussman Construction in the amount of \$596,900.00, plus \$1,255.00 for Alternate No. 1, which makes the total amount authorized \$598,155.00.

Subject to approval of said bidder by the Equal Opportunity Division of the Detroit Area Office of the Department of Housing and Redevelopment (HUD): provided that failure of HUD to respond to the request for approval within fifteen (15) working days shall be considered approval.

Respectfully submitted,

VAUGHAN L. McKINCH,
Purchasing Director,

THEODORE J. HASKELL,
Parks and Recreation Director.

Referred to Committee on Parks and Recreation.

September 26, 1975

Mayor Gerald W. Graves and

Members Lansing City Council

Subject: Ad Hoc Committee on Economic
Development Report

On August 18, 1975 the Mayor forwarded a letter to Council bringing to Council's attention P.A. No. 197 which provides for

the establishment of a Downtown Business Authority. (See Enclosure A for a synopsis of that Act.) On August 21, 1975, Mayor Graves addressed a letter to City Council recommending that a committee consisting of the Program Coordinator, the City Attorney, the Planning Director and the Executive Assistant to the Mayor be formed to make recommendations to the Mayor and Council as to the appropriate action to take to establish an Economic Development Corporation. (See Enclosure B for a synopsis of P.A. 338 which authorizes the establishment of such corporations.) Both letters were referred to the Committee of the whole with the August 21st letter also being referred to the City Attorney, the City Assessor, the Mayor's Executive Assistant, the Finance Director, the Planning Director and the Program Coordinator.

The Mayor Pro-Tem subsequently directed that the Program Coordinator chair an ad hoc committee consisting of the aforementioned city officials and recommend Council action on the Mayor's suggestions.

This ad hoc committee met twice during the month. The most recent meeting was held on September 24, 1975 with the City Attorney, the City Assessor, the Program Coordinator, the Mayor's Executive Assistant and two representatives from the Finance and Planning Departments in attendance. The Committee participated in some wide ranging discussions as to the actions that the "City" might take to improve the economic environment within our city. It was determined that Council and the Mayor take immediate action to institute programs which would:

1. Create more jobs within the city.
2. Retain existing businesses and industries within the city.
3. Support existing business and industrial expansion within the city.
4. Persuade new business and industries to locate within the city.

It was the subjective judgment of the participants in the discussions that the City of Lansing's economic interests are not being adequately met by the existing organizations that are involved with the creation of job opportunities and business and industrial expansion within the City. It was the consensus of the committee that the organizations presently involved with business and industrial growth and expansion are primarily regionally orientated. These agencies and their annual financial support provided by the City are:

Lansing Regional Chamber of Commerce	\$10,310
Lansing Metropolitan Development Authority	13,155
Tri-County Regional Planning Authority	20,000
	<u>\$43,465</u>

It was the Committee's opinion that these regional agencies are necessary and should definitely continue to be supported, however, in view of Lansing's tax base which is increasing at a decreasing rate as a result of the flow of business and industry to the suburbs and governmental exemptions, the time has come when the City of Lansing must in its own best interest look inward and see what can be done immediately to preserve and increase our citizens tax base by creating more job opportunities, inducing business and industry to remain in Lansing and providing the necessary enticements for new commercial endeavors within the City.

The Committee was in basic agreement on the following points:

- a. That the City Council and the Mayor must take immediate action by committing significant resources to improve Lansing's economic environment;
- b. That the City Council and the Mayor immediately establish an Office of Economic Development and appropriate the necessary monies for this office to function;
- c. That the Mayor immediately proceed to attempt to procure the voluntary full-time services of a qualified individual from the business and/or fiscal community who could assist the City of Lansing in improving its economic environment. This individual would work with the Mayor and Council through the Office of Economic Development with emphasis on effecting the previous four actions recommended.
- d. That the City Council and the Mayor approve the following implementation sequence:

September 29 — Council accepts and approves the concept to establish an Office of Economic Development.

October 6 — Council passes resolution establishing an Office of Economic Development.

October 7-27 — Appropriate City Officials prepare a job description and contract or hire the Office of Economic Development personnel.

October 28-Nov. 30 — Office of Economic Development prepares an analysis of Lansing's Economic situation in coordination with the Chamber of Commerce, the Lansing Metropolitan Development Authority and representatives from labor and the business and financial communities.

Dec. 1-31 — Establishment of Downtown Business Authority and/or Economic Development Corporation as required. File for EDA Planning Grant.

Jan. 1 — An Economic Development Office performs liaison with outcity

business and industrial prospects and performs all other activities as required.

The Committee discussed the general qualifications of the individual who would fill the position of the Economic Development Officer. This individual must possess maturity of judgment, have had an appreciable amount of experience in business, industry, government or finance (hopefully in a combination of one or more). This individual should have the salesman expertise of a P. T. Barnum, must be articulate in verbal and written communications arts and project a positive image. It would be beneficial if this individual had some knowledge of the business, government and the economics of the City of Lansing. This individual should be an expediter, a promoter and have the authority and ability to move with ease and respect within City Hall and among the fiscal, business and industrial community.

There was some considerable discussion as to the amount of money the City would have to pay to secure or contract for the above described individual. It was the majority opinion that the magnitude of the problem and qualifications inherent in the position would require entry at a significant salary and status level to enable the individual to have the appropriate peer leverage both within and out of city hall.

If Council were to decide that the position would be filled by contract, a somewhat higher salary would be demanded. (Mr. Black of the Mayor's Office indicated a dissenting opinion on the issue of salary level.)

The Committee discussed the location of the Office of Economic Development within our City Government. Consideration was given to locating this office in (1) the Planning Department; (2) the Finance Department; (3) the Law Department; (4) the Mayor's Office or (5) directly under Council. Location of the office within the Planning Department was rejected in view of the fact that the office would perform functions more related to implementation than planning. Location of the Office with the Finance Department appeared to have some merit in that problems of bonding, tax abatement, etc., could be dominant problems in the functioning of the Office, however, in consideration of the other factors, prime among them being the multitude and diversity of functions presently performed by the Finance Director, the addition of one more function to his office would increase his span of control beyond what could normally be expected of a Department Head. Location of the Office directly under City Council or the Mayor would unnecessarily politicize the office and possibly lead to neutralize the effectiveness of the position. It was understood, however, that day to day cooperation and liaison with the Mayor's Office and the Mayor Pro-Tem would have to be maintained. Therefore, in consideration of all of the aforementioned and the possible establishment of certain legal corporate and authority bodies which could be the instruments of effecting the job and business development program outlined, it appeared to be appropriate to es-

establish an Office of Economic Development within the Department of Law and the committee recommends that Council and the Mayor consider placement of this office in that Department. (Mr. Black of the Mayor's office indicated a dissenting opinion on this point.)

Respectfully submitted,

GEORGE S. LOKKEN,
Program Coordinator,

ROBERT B. BLACK,
Executive Assistant,

PETER HOUK,
City Attorney,

PAUL CREVEY,
City Assessor,

ED PERRY,
Assistant Controller,

DAVE PURVIS,
Assistant Planning Director.

Referred to Committees on Housing and Redevelopment, and Human Resources.

September 25, 1975

Honorable Mayor Gerald W. Graves and

Members of the Lansing City Council

City Hall

Lansing, Michigan 48933

Gentlemen:

Subject: Redevelopment Proposal received from Build Group One

The Housing and Redevelopment Advisory Board, at its meeting held on September 23, 1975, recommended that the Lansing City Council accept the proposal to purchase and redevelop Parcel 5C and a portion of Parcel 5C2 of Urban Renewal Project No. 1, Michigan R-87, recently submitted by Build Group One, a Michigan co-partnership headed by Lansing architect Morris Stein. This recommendation for acceptance was subject to the following conditions, which should be met by Build Group One prior to the issuance of a deed for this property by the City of Lansing:

1. Submission of Audited Financial Statements of Build Group One.
2. Submission of the Intent to Lease agreement or actual Lease Agreement executed between Build Group One and Continental Cablevision of Lansing, Incorporated.
3. Review and approval of final architectural working drawing and specifications by the City of Lansing.

The Board further recommended that the Housing and Redevelopment Director be

authorized and directed to negotiate the terms and conditions of a Contract for Sale of Land for Private Redevelopment with Build Group One.

A review of the proposal submitted indicates that Build Group One proposes to construct a two-story building containing 10,000 square feet, to house the ongoing operations of Continental Cablevision of Lansing, Inc., the firm which holds a franchise for the installation of a cable television system in the City of Lansing, Delhi Township, and Delta Township. The building would be of block and brick construction, with an exterior of face brick and bronze colored windows, doors and panels. The balance of the site would be developed to provide parking for roughly thirty-seven (37) vehicles, including van-type service trucks and employee's vehicles. The parking area would be screened by architectural screen walls and plantings.

In making the above recommendations, the Housing and Redevelopment Advisory Board fully considered and discussed the objections of a local businessman, who feels that the proposed development does not provide maximum development of this parcel of property. While desirous of seeing a larger development, the Board felt that the proposed use, and the possibility that this development might stimulate additional construction in the area, outweighed the businessman's objections.

Inasmuch as Build Group One desires to commence construction in the very near future, your prompt consideration of these recommendation will be appreciated.

Sincerely,

HOUSING AND
REDEVELOPMENT
ADVISORY BOARD,
RONALD G. STONEHOUSE,
Secretary.

Referred to Committees on Housing and Redevelopment, and Human Resources.

September 25, 1975

Honorable Mayor and

Fellow Members of the City Council

Re: Lansing Action Center

As a citizen, former commission member, and now as a councilman, I have felt the frustrations of trying to deal with city government. I hope to present a solution today that in the near future may help Lansing citizens.

It occurs to me that as city government becomes more complex, more decentralized, it becomes formidable and unapproachable to the average citizen. The situation is almost paradoxical because of government's effort to provide services people want. It must grow, and in turn, continues to make it more difficult for citizens to approach his government.

May I suggest that consideration be given to an office which would be dedicated to implement citizen responses. It could, at once, be a referral center for persons seeking information without precise knowledge of where that information is available.

- a. Serve as a source of information for citizens who are not familiar with city regulations, services, or organizations.
- b. Serve as a central point of contact for citizens to request city services or to provide important input to city government.
- c. Provide easily accessible, sincerely interested, and unbiased point of contact at the managerial level for citizens who feel that the city is not meeting their needs.

It seems to me that it would be easier to train 4 people a lot about city government, than 110 just a little—this the Lansing Action Center could provide.

Sincerely,

JAMES D. BLAIR,
Councillman at Large.

Referred to Committee of the Whole.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING RESOLUTIONS — YOU MAY SPEAK ONLY FOR 3-MINUTES ON ANY ONE RESOLUTION.

No persons spoke.

RESOLUTIONS

By Committee on Public Safety—

Resolved by the City Council of the City of Lansing:

That the City of Lansing terminate the maintenance contract with Northland Helicopters for maintenance of the City of Lansing Helicopters. Northland Helicopters, Inc., have breeched their contract on several occasions and caused the City of Lansing to be without the services of their aircraft.

That the Purchasing Director be directed to terminate the contract with Northland Helicopters and negotiate a new contract with Siefert Aircraft Service for the balance of the contract period, which expires April 15, 1976.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and Properties—

Resolved by the City Council of the City of Lansing:

Whereas, Lansing Community College is desirous to lease from the City of Lansing three parcels of land under the control of the City of Lansing Department of Housing and Redevelopment for the purpose of providing parking for Lansing Community College students during the period of current construction in the area of the College; and

Whereas, said College proposes to pay as rent to the City of Lansing Parking System the entire net income from said rental of such parcels for parking purposes, and further proposes to provide as additional consideration not less than 15,000 cubic yards of fill dirt to the City of Lansing Housing and Redevelopment Department, to be delivered free of charge at Riverfront Park, a place where such fill is needed for said park's development; and

Whereas, the City is not currently in need of the use of the aforescribed parcels for a public purpose and could give the Lansing Community College thirty (30) days notice prior to such need; now, therefore, be it

Resolved, that the City of Lansing agrees to enter into a lease on the aforescribed conditions for the following described property:

Parcel A. 246 feet of frontage on the Washington Square Mall by 180 feet of depth at the southwest corner of the intersection of Shiawassee Street and the Washington Square Mall, except for a 26 feet wide pedestrian walkway running from the North Capital Avenue Parking ramp to the Washington Square Mall being Parcels 5C, 5C1, & 5B1, and a portion of 5C2, Project No. 1, Mich. R-87), and

Parcel B. 264 feet of frontage on the Washington Square Mall by 100 feet of depth at the southeast corner of the intersection of Shiawassee Street and the Washington Square Mall (being Parcels 6 and 7, Project No. 1, Mich. R-87), and

Parcel C. Beginning at a point approximately 328 feet south of the southeast corner of the intersection of Saginaw Street and North Grand Avenue, thence northerly to said southeast corner of the intersection of Saginaw Street and North Grand Avenue, thence easterly 160 feet, thence southeasterly 253 feet, thence southeasterly to the point of beginning, more or less;

and be it

Further Resolved, upon approval of the lease as to form by the City Attorney, the Mayor and City Clerk of the City of Lansing are hereby directed to execute the lease on behalf of the City, provided the City may terminate such lease upon thirty (30) days notice given by the Director of the Department of Housing and Redevelopment.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and Properties—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing is the owner of real property commonly known as Leshar Place and legally described as:

Lots 22 and 23, Block 1 of Assessor's Plat 7, Lansing, Ingham County, Michigan;

and

Whereas, the above described property is presently being used for public purposes; and

Whereas, a value of Seventy-One Thousand Six Hundred Seventy-Eight and 00/100 Dollars (\$71,678.00) has been established as the fair market value of the property; and

Whereas, the County of Ingham is desirous of exchanging the said Leshar Place property for the property which it owns valued at approximately Seventy-One Thousand and Fifty-Nine and 00/100 Dollars (\$71,059.00), described as:

The West 16 feet of Lot No. 1 and the East 37 feet of Lot No. 2, Block No. 24, Original Plat, Lansing, Ingham County, Michigan,

also

The West 95 feet of Lot No. 2 of Block No. 24, Original Plat, Lansing, Ingham County, Michigan;

and

Whereas, it is in the best interest of the City to engage in such exchange for the reason that the County intends to continue the present public purpose use of the Leshar Place and the City is in need of such County property to construct thereunder a sewage retention basin and thereon a public park; and

Whereas, the proposed transfer has been authorized by the electorates of the City of Lansing at an election duly held on August 5, 1975; now, therefore, be it

Resolved, that the City Attorney, upon being presented with sufficient evidence of marketable title in Ingham County to such County property, is hereby directed to prepare the deed for transfer of the afore-described City property, approve the County transfer documents as to form, and transfer said Leshar Place for the aforescribed County property; and be it

Further Resolved, that the City Controller is authorized and directed to disburse the expenses incident to said transfer; and be it

Further Resolved, that the Mayor and City Clerk are hereby directed to sign said deed on behalf of the City of Lansing.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the Lansing Tri-County Regional Manpower Consortium have entered into an agreement to provide for the planning and delivery of manpower services pursuant to the Comprehensive Employment and Training Act of 1973, as amended, under new Title VI, "Emergency Jobs Act," contract No. 894.05, and

Whereas, the City of Lansing and the Lansing Housing Commission, contract No. 894.051, and the Lansing School District, contract No. 894.052, and the Capital Area Transportation Authority, contract No. 894.053, and the Board of Water & Light, contract No. 894.054, and the Lansing Community College, contract No. 894.055, and the Greater Lansing Safety Council, contract No. 894.057, hereinafter referred to as subcontractors, have entered into an agreement to provide for the planning and delivery of manpower services pursuant to the Comprehensive Employment and Training Act of 1973, as amended, under new Title VI, "Emergency Jobs Act," and

Whereas, the City of Lansing has modified its Title VI contract with the Lansing Tri-County Regional Manpower Consortium to recapture and reallocate residual monies, and

Whereas, the City of Lansing has modified its contracts with the above named subcontractors to recapture and reallocate residual monies;

Now Therefore Be It Resolved, that the City Council approve said modifications and direct the Mayor and other City Officials to sign said modified contracts.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the Lansing Tri-County Regional Manpower Consortium have entered into an agreement to provide for the planning and delivery of manpower services pursuant to the Comprehensive Employment and Training Act of 1973, Title VI, contract No. 878 and

Whereas, the City of Lansing and the Lansing Tri-County Regional Manpower Consortium have modified said contract to recapture and reallocate residual monies,

Now Therefore Be It Resolved, that the City Council approve said modification and

direct the Mayor and other City Officials to sign said modified contract.

By Councilman Gunther—

That in the first paragraph—line 4—contract No. 878 be changed to read No. 894.05.

Carried.

The resolution as amended was adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has, from time to time, entered into Contracts with the Board of Public Service for services through the Lansing City Demonstration Agency from funds provided pursuant to Title I of the Demonstration Cities and Metropolitan Development Act of 1966; and

Whereas, said Comprehensive City Demonstration Program provided for solid waste and garbage pick-up services; and

Whereas, the City of Lansing, through the Human Resources Department, as successor to the City Demonstration Agency, desires to engage the Board of Public Service of the City of Lansing to enter into this Contract for a City-wide solid waste and garbage pick-up service with residual funds from the Model Cities Program in connection with said Community Development Program; and

Whereas, a proposed Contract (Cooperative Agreement) for said City-wide solid waste and garbage pick-up service has been developed between the parties, effective from October 1, 1975 through June 30, 1976 (nine months, (in the amount of One Hundred Thousand and 00/100 Dollars (\$100,000.00); and

Whereas, said proposed Contract (Cooperative Agreement) is hereby approved; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed Contract (Cooperative Agreement) contempt upon approval as to form by the City Attorney and certification as to the availability of funds by the Director of Finance of the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the City Demonstration Agency, has from time to time, entered into Contracts for Dental Services (PN 117), Project L.I.S. T.E.N. (PN 10), Spanish Newspaper (PN 11), Spanish Library (PN 26), Spanish Radio (PN 34 R), P.R.I.C.E. (PN 50), Career Education (PN 60), Indian Center (PN 38), Boy Scouts (PN 66), Legal Services (PN 13), and Jail Rehabilitation (PN 39); and

Whereas, the City of Lansing, has, from time to time, entered into Contracts for said services with the Lansing School District, El Renacimiento, Sol de Aztlan, Michigan Indian Benefit Association, Ingham County, Greater Lansing Legal Aid Bureau, and the Boy Scouts of America; and

Whereas, the City of Lansing, through the Human Resources Department desires to extend said Contracts for continued use of this equipment as purchased through Model Cities funds for continuity of these previously contracted services; now, therefore be it

Resolved, that said Contracts are extended from September 30, 1975 to October 31, 1975 for the sole purpose of continued use of the equipment purchased through Model Cities funds so that continuity of services may occur.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Capital Area Transportation Authority entered into a Contract March 9, 1973, effective from March 19, 1973 through March 18, 1974; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, agreed to pay maximum compensation to the Capital Area Transportation Authority in an amount not to exceed Three Hundred Seventy-Four Thousand Eight Hundred Thirty and 00/100 Dollars (\$374,830.00); and

Whereas, the total amount earned by CATA and paid by the City of Lansing, through the Lansing City Demonstration Agency to the Capital Area Transportation Authority for the period from March 19, 1973 through March 18, 1974 was Two Hundred Ninety Thousand Twenty-Six and 00/100 Dollars (\$290,026.00); and

Whereas, the "Total" amounts set forth in the original Contract budgets do not agree with the "Budget Summary" of the original Contract; and

Whereas, Seidman & Seidman, Certified Public Accountants, have concluded in

their audits of the Capital Area Transportation Authority for the period from March 19, 1973 through March 18, 1974 that this discrepancy exists; and

Whereas, to clear these audit finding, it is necessary to realign the "Total" amounts in the original Contract budgets to agree with the "Budget Summary" in the original Contract, even though the actual expenditures earned by the Capital Area Transportation Authority and the actual reimburse-

ment made by the City of Lansing, through the City Demonstration Agency was less than these realigned "Total" amounts; now, therefore, be it

Resolved, that the City of Lansing hereby authorize the realignment of the "Capital," "Operating" and "Combined" amounts in the "Budget Summary" as delineated below in order to clear the audit findings of Seidman & Seidman, Certified Public Accountants:

BUDGET SUMMARY

CAPITAL				
	Main Line	Model Neighborhood	Central Business	Total
FROM: Bureau of Transportation	\$ —0—	\$ 25,650.00	\$ 13,985.00	\$ 39,635.00
City Demonstration Agency	\$ 28,613.00	\$ 73,642.00	\$ 40,341.00	\$132,596.00
City of Lansing	\$125,945.00	\$ —0—	\$ —0—	\$125,945.00
Urban Mass Transportation Authority	\$309,160.00	\$198,612.00	\$108,669.00	\$616,441.00
TOTALS	\$463,718.00	\$297,904.00	\$162,995.00	\$924,617.00
TO: Bureau of Transportation	\$ —0—	\$ 26,430.00	\$ 13,220.00	\$ 39,650.00
City Demonstration Agency	\$ 28,615.00	\$ 75,870.00	\$ 38,115.00	\$142,600.00
City of Lansing	\$125,956.00	\$ —0—	\$ —0—	\$125,956.00
Urban Mass Transportation Authority	\$309,147.00	\$204,604.00	\$102,660.00	\$616,411.00
TOTALS	\$463,718.00	\$306,904.00	\$153,995.00	\$924,617.00
OPERATING				
FROM: Bureau of Transportation		\$ 63,288.00	\$ 42,379.00	\$105,667.00
City Demonstration Agency		\$187,555.00	\$ 44,854.00	\$232,409.00
City of Lansing		\$ —0—	\$ 65,593.00	\$ 65,593.00
TOTALS		\$250,843.00	\$152,826.00	\$403,669.00
TO: Bureau of Transportation		\$ 62,985.00	\$ 43,019.00	\$106,004.00
City Demonstration Agency		\$186,694.00	\$ 45,536.00	\$232,230.00
City of Lansing		\$ —0—	\$ 66,586.00	\$ 66,586.00
TOTALS		\$249,679.00	\$155,141.00	\$404,820.00
COMBINED				
FROM: Bureau of Transportation		\$ 145,302.00		
City Demonstration Agency		\$ 365,005.00		
City of Lansing		\$ 191,538.00		
Urban Mass Transportation Authority		\$ 616,441.00		
TOTAL PROGRAM BUDGET		\$1,318,286.00		
TO: Bureau of Transportation		\$ 145,654.00		
City Demonstration Agency		\$ 374,830.00		
City of Lansing		\$ 192,542.00		
Urban Mass Transportation Authority		\$ 616,411.00		
TOTAL PROGRAM BUDGET		\$1,329,437.00		

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

September 29, 1975

Whereas, the City Council of the City of Lansing has established procedures for initiating activities necessary for effective planning and implementation of the Housing and Community Development Act of 1974; and

Whereas, the City of Lansing will be provided an estimated twenty-nine million dollars for the Fiscal Years 1975-80; and

Whereas, the Act requires the City of Lansing to prepare an application and Community Development Plan for Fiscal Year 1977 for submission to the United States Department of Housing and Urban Development no later than April 16, 1976;

Now, Therefore, Be It Resolved that the City Council of the City of Lansing hereby approve the Fiscal Year 1977 Community Development Plan and Budget Process Schedule (Enclosure 1).

Adopted by the following vote:

Unanimously.

By Committee on Planning—

Resolved by the City Council of the City of Lansing:

Z-97-68

2300 and 2400 blocks of East Jolly Road

More particularly described as:

Commencing in the section line at a point 1317.6 feet east of the southwest corner of Section 35, T4N, R2W, Lansing Township, thence east 683.1 feet on the Section line, thence north 1° east 269.6 feet, thence east 177 feet, thence north 27.5 feet, thence along the westerly line of the Plat of Green Acres Subdivision north 8°30' west 112.4 feet, thence north 38°15' east 85 feet, thence north 1°57' east 250 feet, thence north 20°28' west 110 feet, thence north 40°55' west 85 feet, thence south 89°17' west 109 feet, thence north 4° west 284.2 feet, thence south 31°26' west 135 feet, thence north 59°18' west 701.8 feet, to the east line of Consumers Power Company property, thence south 0°33' west 1418.6 feet to the point of beginning.

Whereas there has been apartment development on the site described above; and

Whereas this existing development is in conformance with Lansing Codes and Ordinances; and

Whereas the development was called Lansing Village Apartments; and

Whereas the development is now called Lansing Village Townhouses; and

Whereas the petitioner wishes to erect a four feet by twenty-six feet (4 ft. x 26 ft.) temporary sign identifying the change in name referred to above; and

Whereas the identifying sign now used for Lansing Village Apartments will be removed;

Now, Therefore, Be It Resolved that the erection of a four feet by twenty-six feet sign be allowed and that this sign be allowed to remain for six months only.

Be It Further Resolved that the sign should contain the words "LANSING VILLAGE TOWNHOUSES" and accompanying graphics, and that the sign be erected at the east end of the property adjacent to Jolly Road in accordance with setback requirements, as stipulated by the City of Lansing Planning Department.

Adopted by the following vote:

Unanimously.

By Committee on Personnel—

Resolved by the City Council of the City of Lansing:

That in accordance with the Parks and Recreation Director's request, the City Personnel Director is authorized and directed to delete one Craft Instructor II position (vacant) from the Parks Department section of the Classification and Compensation Plan.

Adopted by the following vote:

Unanimously.

ZONINGS

By Councilman Gunther—

Whereas, by petition duly filed on the 23rd day of June, 1975, this council was petitioned to change the following described property from "B" One Family Residence and "C" Two Family Residence Districts to "I" Heavy Industrial District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 29th day of September, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-27-75 — 800 Block of Birch Street, more particularly described as:

That part of the Northeast $\frac{1}{4}$ of Section 20, T4N, R2W, City of Lansing,

Ingham County, Michigan, commencing at the North $\frac{1}{4}$ corner of said Section 20, thence along the North Section line S89°41'53"E 734.86 feet, thence South 381.92 feet to the point of beginning on the North line of Lot 5, Block 1 of Cowles' Subdivision of Lot 2, Block 14 of Townsend's Subdivision of N. fl. $\frac{1}{2}$ of Section 20, T4N, R2W, City of Lansing, Ingham County, Michigan as recorded in Liber 2 of Plats, on page 8, Ingham County Records, said point being 40 feet Easterly of the Northwest corner of said Lot 5, running thence along said North line N89°36'05"E 10.0 feet, thence parallel with the West line of said Lot 5 S0°17'10"E 97.0 feet, thence parallel with the North line of said Lot 5 N89°36'05"E 40.0 feet; thence parallel with said West line S0°17'10"E 73.0 feet to the South line of Lot 4, Block 1, of said Subdivision, thence along said South line N89°36'05"E 90.0 feet to the Southeast corner of Lot 3, Block 1 of said Subdivision, thence along the East line of Lot 8, Block 1 of said Subdivision S0°17'10"E 33.0 feet, thence S89°36'05"W 110.5 feet, thence S0°17'10"E 35.0 feet, thence S89°36'05"W 29.5 feet, thence parallel with the West line of said Block 1, N0°17'10"W 238.0 feet to the point of beginning, subject to any rights of way or easements of record, containing 10,272 square feet or 0.236 acres of land, more or less,

from "B" One Family Residential District and "C" Two Family Residential District to "I" Heavy Industrial District;

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised the City Council to approve the request; and

Whereas the Planning Committee of City Council, to whom the Planning Board report was referred, did concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing approves the petition to rezone the above described property from "B" Residential District and "C" Two Family Residential District to "I" Heavy Industrial District.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 23rd day of June, 1975, this council was petitioned to change the following described property from "E-1" Drive-In Shop and "F" Commercial Districts to "I" Heavy Industrial District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 29th day of September, 1975, all parties

interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-28-75 — 900 Block of South Logan Street,

more particularly described as:

That part of the Northeast $\frac{1}{4}$ of Section 20, T4N, R2W, City of Lansing, Ingham County, Michigan, commencing at the North $\frac{1}{4}$ corner of said Section 20, thence along the North Section line S89°41'53"E 1285.0 feet, thence South 781.20 feet to the point of beginning on the North line of Lot 1, Block 2 of Sparrow's Subdivision of Lot 1, Block 14, of Townsend's Subdivision of N. Frac. $\frac{1}{2}$ of Sec. 20, Town 4 North, Range 2 West, City of Lansing, Ingham County, Michigan, as recorded in Liber 1 of Plats on page 36, Ingham County Records, said point being 10 feet Westerly of the Northeast corner of said Lot 1, running thence parallel with the East line of said Block 2 S0°25'30"E 344.52 feet to a point 10 feet Westerly of the Southeast corner of Lot 12, Block 2 of said Subdivision, thence along the South line of said Lot 12 N89°51'40"W 32.0 feet, thence parallel with the East line of said Block 2 N0°25'30"W 344.22 feet to the North line of said Lot 1, thence N89°36'05"E 32.0 feet to the point of beginning, subject to any rights of way or easements of record, containing 11,020 square feet or 0.253 acres of land, more or less.

from "E-1" Drive In Shop District and "F" Commercial District to "I" Heavy Industrial District; and

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised City Council to approve the request; and

Whereas the Planning Committee of City Council, to whom the report of the Planning Board was referred, did concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing approves the petition for rezoning of the above described property from "E-1" Drive In Shop District and "F" Commercial District to "I" Heavy Industrial District.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 23rd day of June, 1975, this council was petitioned to change the following described property from Unzoned District to "I" Heavy Industrial District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 29th day of September, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-29-75 — Birch/Albert Streets,

more particularly described as:

That part of the Northeast $\frac{1}{4}$ of Section 20, T4N, R2W, City of Lansing, Ingham County, Michigan, commencing at the North $\frac{1}{4}$ corner of said Section 20, thence along the North Section line S89°41'53"E 704.33 feet, thence South 1605.85 feet, thence N89°51'40"W 39.87 feet to the point of beginning, thence continuing N89°51'40"W 26.13 feet to the Northeast corner of Lot 1 of Block 2, Holmes and Son's Subdivision, as recorded in Liber 3 of Plats on page 12, Ingham County Records, thence North 66.0 feet to the Southeast corner of Lot 14, Block 1 of said Subdivision, thence S21°35'E 71.05 feet to the point of beginning, subject to any rights of way or easements of record, containing 862 square feet or 0.020 acres of land, more or less,

from Unzoned district to "I" Heavy Industrial District;

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised the City Council to approve the request; and

Whereas the Planning Committee of City Council, to whom the report of the Planning Board was referred, did concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing approves the petition to rezone the above described property from Unzoned district to "I" Heavy Industrial District.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 7th day of July, 1975, this council was petitioned to change the following described property from "B" One Family Residence District to "I" Heavy Industrial District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 29th day of September, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-30-75 — 904 Birch Street,

more particularly described as:

Lot 3 of Block 3 of Stebbins-Moore Replat on Lots 1 and 2, Block 13 and Lot 2, Block 20 of Townsend's Subdivision, of the north part of Section 20, City of Lansing, Ingham County, Michigan,

from "B" Residential District to "I" Heavy Industrial District;

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised the City Council to approve the request; and

Whereas the Planning Committee of City Council, to whom the report of the Planning Board was referred, did concur therein;

Now, Therefore, Be It Resolved that the Council of the City of Lansing approves the petition to rezone the above described property from "B" Residential District to "I" Heavy Industrial District.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 18th day of August, 1975, this council was petitioned to change the following described property from "D-1" Professional Office District to "E" Apartment-Shop District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 29th day of September, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-38-75 — 2420 South Pennsylvania,

more particularly described as:

Lot 210, Hollywood Subdivision, City of Lansing, Ingham County, Michigan, from "D-1" Professional Office District to "E" Apartment Shop District; and

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised City Council to approve the request; and

Whereas, the Planning Committee of City Council, to whom the report of the Planning Board was referred, did concur therein;

Now, Therefore, Be It Resolved that the Council of the City of Lansing approves the petition to rezone the property described above from "D-1" Professional Office District to "E" Apartment Shop District.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

SUP-10-75

321 East Holmes Road

Day Care and Bible School

More particularly described as:

Commencing at the southwest corner of Oak Crest Subdivision on north line of Holmes Road; thence west 60.2 feet, northwesterly 50 feet, westerly at right angles and parallel with westerly line of said Subdivision 172.2 feet to a line 143 feet north and parallel with north line of Holmes Road, east 60.2 feet to westerly line of said Subdivision, southeasterly on westerly line of said Subdivision to the point of beginning. Also, lots 12, 13, and west 82.5 feet of Lot 14, except commencing 100 feet west of southeast corner of Lot 13; thence north 120 feet, west 73 feet, south 120 feet, east 73 feet to point of beginning; Block 2, Oak Crest Subdivision.

Whereas, pursuant to Section 36-42(1) of the Zoning Code, an application was filed by Phyllis Pace to operate a day care center and bible school; and

Whereas the Planning Board has reviewed the request and recommended approval; and

Whereas, pursuant to said Ordinance, a public hearing was held on September 2, 1975; and

Whereas the Planning Committee of the City Council, to whom the Planning Board report was referred, concurs therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing hereby authorizes the issuance of a Special Use Permit for the operation of a day care center and Bible school on the above described property pursuant to Section 36-42(1) of the Zoning Code.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$3,337,461.01.

Signed:

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

INTRODUCTION OF ORDINANCE(S)

The following ordinance(s) of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by:

a. Revising Section 36A-1 (b) of said code.

b. Revising Section 36A-2 of said code.

was introduced by Councilman Belen, read a first and second time by their title(s) and referred to the Committee on Ordinance and Contracts.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

That Councilman Brenke be excused from the session.

Carried.

By Councilmen Belen and Gunther—

Resolved by the City Council of the City of Lansing:

That the rule prescribed in Sec. 5.5 (g) of the Charter relative to considering business not on the agenda, be waived.

Carried.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council on June 10, 1975 approved a resolution pertaining to Building in Lansing Development Corporation (BILD) which established that charges to the revolving fund for administrative costs could not exceed Twelve Thousand Six Hundred and 00/100 Dollars (\$12,600.00) per month until a formal contract was approved; and

Whereas, BILD Corporation requested and the City Council approved on July 7, 1975, an amendment authorizing the use of an additional Ten Thousand and 00/100 Dollars (\$10,000.00) of cash assets from its revolving fund for the purpose of defraying rent and maintenance costs on the facility at 935 N. Washington from July 1, 1975 to September 30, 1975; and

Whereas, the C.D. Fiscal Officer has determined that the only feasible source of funding for the rental costs of this facility for the month of October, 1975, is the BILD revolving fund because of delays in receiving environmental clearances for the release of allocated funds; and now, therefore, be it

Resolved, that BILD Corporation is hereby authorized to use an additional Three Thousand Five Hundred and 00/100 Dollars (\$3,500.00) of cash assets from its revolving fund account for the purpose of providing one month's rental and maintenance for the facility at 935 N. Washington subject to reimbursement from the effective date of environmental clearance; and be it

Further Resolved, that said funds be transferred from BILD's account 902004—3300 to BILD's account 902804—9301 for the period October 1, 1975 through October 30, 1975 for said purpose of rent and maintenance costs at 935 N. Washington Avenue.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Ferguson, Gunther, May, McKane—6.

Nays: Councilman Blair—1.

ORDINANCES

By Councilman Belen—

The Committee reported that it had considered an ordinance providing, that the Code of Ordinances, City of Lansing, Michigan, be amended by revising Section 2-19.1 of said code, and recommended that the ordinance be passed.

Carried.

ORDINANCE NO. 405 (Water and Light Board funds; Method of disbursement)

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising Section 2-19.1 of said code, be placed on order of immediate passage.

Carried.

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing, that the Code of Ordinances, City of Lansing, Michigan, be amended by revising Section 2-19.1 of said code, be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 405

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, BE AMENDED BY REVISING SECTION 2-19.1 OF SAID CODE.

The City of Lansing Ordains:

Section 1. That section 2-19.1 of the Code of Ordinances of the City of Lansing, Michigan, be amended so that such section shall read as follows:

Sec. 2-19.1. Water and Light Board funds; Method of disbursement.

In accordance with Section 7.18(d) of the City Charter, the Board of Water and Light is authorized to disburse moneys of the board by checks issued by the board, on a designated depository bank, and signed by not less than two of the following: The director of city utilities-general manager or the administrative assistant/auditor or the secretary of the board or the director of finance division, provided, however, that payments by check shall be limited to payment of payroll, payment of pensions, and payment of customer security deposit refunds.

Section 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

By Councilman Belen—

Resolved by the City Council of the City of Lansing:

This ordinance being for the immediate preservation for the public peace, health or safety shall take effect upon its passage.

Carried.

Meeting adjourned at 8:10 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

September 29, 1975

F/B

CITY CLERK'S OFFICE
Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE
U. S. POSTAGE
PAID
Permit No. 1461
Lansing, Michigan

839

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, October 6, 1975

CITY COUNCIL ROOMS

Lansing, Michigan

October 6, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Anas, Belen, Blair, Brenke, Ferguson, Gunther, May, McKane—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Gunther.

Pledge of Allegiance was given by Ms. Kathy Powers.

The record of the previous session was approved as printed.

HEARINGS ON PROPOSED CHANGES IN ZONING CLASSIFICATIONS

October 6, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-36-75—4408 South Cedar Street

be rezoned from "D-1" Professional Office District to "E" Apartment-Shop District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

Referred to Committee on Planning.

October 6, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-33-75—5500 block of Kaynorth St.
at Northrup St.

be rezoned from Community Unit Plan District to "DM-1" Multiple Family Dwelling District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

Referred to Committee on Planning.

October 6, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-34-75—1126 West Saginaw Street

be rezoned from "B" One Family Residence District to "J" Parking District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

Referred to Committee on Planning.

HEARING ON PROPOSED SPECIAL USE PERMIT

October 6, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed Special Use Permit as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

SUP-9-75—2300 North Waverly Road
(Special use permit for a Day Care Center).

The Mayor announced that if there was

anyone present who had any suggestions or objections to make to the proposed Special Use Permit provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed Special Use Permit.

Referred to Committee on Planning.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

BUILDING WRECKER—Ace Wrecking Co.

CABARET—The Depot.

ELECTRICAL CONTRACTOR — Wilson
Electrical Contractor.

HEATING AND AIR CONDITIONING—
Wilson Heating & Air Conditioning.

MECHANICAL DEVICE—Cinema X Theater (2), Northside Recreation (9).

POOL ROOM—Que Master Billiard Lounge.

Referred to Committee on Ordinance and Contracts.

Card of appreciation from John Anas and family.

Received and placed on file.

Notice of intent to file a claim by George E. Sills vs. Lansing Police Department.

Referred to City Attorney and Police Department.

Claim filed by Arnold D. Dunchock, Atty. for Thomas H. Vandenboss, for damage to automobile due to hitting an unmarked raised manhole.

Referred to City Attorney and Public Service Department.

Petitions filed for rezoning:

Z-48-75—

Commencing at the Northwest corner of section 35 of the City of Lansing, Thence south along said west line of said section 770 feet, thence east perpendicular to said west line 400 feet, thence north parallel to said section line 770 feet, thence west 400 feet to the place of beginning (including the road r/w of South Aurelius Rd.), City of Lansing, Ingham County, Michigan, from "A" One Family Residence District to "D-1" Professional Office District—(the

land lying east of 3212 S. Aurelius Rd. including 3225 S. Aurelius).

Z-49-75—

Lots 2, 3, 4, 9, 10, of Hollywood Subdivision, City of Lansing, Ingham County, Michigan, from "B" One Family Residence. "F" Commercial and "J" Parking District to "D-1" Professional Office District—(830 East Mt. Hope Ave.).

Referred to Planning Board.

Letter from Altman Construction Corp. relative pedestrian footbridge required in zoning petition Z-20-70—3100 block South Waverly Road.

Referred to Planning Board and Committee on Planning and Public Service Board.

WILS requests permission to use first two parking spaces north of South St. on east side of South Washington Ave. on October 16-17 to provide a remote broadcast for Dome Office Supply.

Referred to Committee on City Affairs.

Request from Steven J. Jones to extend fence five feet onto city right-of-way.

Referred to Public Service Board.

Letter from Marian I. Malenfant relative playground located on property at 101 East Willow Street.

Referred to Committee of the Whole and City Attorney.

Letter from Lewis Neuhauser of 4804 Ballard Rd. relative curb and gutter roll No. 247.

Referred to City Assessor, City Treasurer and City Attorney.

Letters from Shields and Sons relative:

Purchase of Urbandale property.

Purchase of Topps property.

Referred to Committee on Buildings and Properties.

Michigan Bell Telephone Co. requests permission to bury cable south of Holmes Rd. four feet west at 817 W. Holmes Rd.

Referred to Committee on Public Service and Highways.

Department of State Highways and Transportation submits contract for Public Transportation Grant amendment.

Referred to Committee on Public Safety.

Letter from Michigan Municipal League relative "Political Reform" bill.

Referred to Mayor's Office and Committee of the Whole.

Tri-County Regional Planning Commission submits Information Services Bulletin concerning legislation affecting local governments.

Received and placed on file.

Ingham County Drain Commissioner submits notice of hearing on Pawlowski Creek Drain (formerly known as the Mud Lake Outlet Drain).

Referred to Committee on Public Service and Highways and Public Service Director.

REPORTS OF COMMITTEES

The Committee on ORDINANCE AND CONTRACTS approves the following applications and bonds for licenses:

BUILDING WRECKER—Ace Wrecking Co.

CABARET—The Depot.

ELECTRICAL CONTRACTOR — Wilson Electrical Contractor.

HEATING AND AIR CONDITIONING—Wilson Heating & Air Conditioning.

MECHANICAL DEVICE—Cinema X Theater (2), Northside Recreation (9).

POOL ROOM—Que Master Billiard Lounge.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the

request of Alex Corporation for dropping Thomas Johnson as stockholder in 1975 Class "C" licensed corporation with dance-entertainment permit at 321-323 E. Michigan Ave. through sale of his shares of stock to Alex Vanis and George Tesseris, existing stockholders, reports as follows:

That said request be approved, having received the signatures of all the required departments.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the ordinance of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by revising section 36A-1 (b) of said Code—(Definitions—Front Yard), reports as follows:

That said ordinance be passed.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the ordinance of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by revising section 36A-2 of said Code (Front Yard parking or placing of Motor Vehicles, Trailers and watercraft prohibited; exceptions), reports as follows:

That said ordinance be passed.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of St. Paul's Episcopal Church for permission to close Seymour between Ottawa and Ionia for Heritage Fair on October 17 and 18 from 10 a.m. to 8 p.m., for parking and block off one lane of traffic on the north side of Ottawa in front of St. Paul's Church and the Rectory, approximately 150 feet, to park a trailer and car band organ, between 10:30 a.m. and 2:30 p.m., on October 17, 1975, reports as follows:

The Committee recommends that the request to close Seymour between Ottawa and Ionia be denied and the Committee recommends further: that the request to close one lane of traffic on the north side of Ottawa in front of the Church and rectory from 10:30 a.m. to 2:30 p.m., be granted, and that arrangements be made with the Traffic Engineer's office.

Signed:

JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote.

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Michigan Library Association for permission to place bookmobiles on city streets surrounding the Capitol Building on October 22, 1975, in connection with Michigan Library Month, reports as follows:

The Committee recommends permission be granted subject to the Michigan Library Association making arrangements with the Parking Supervisor to capping of meters and reimbursing the City for revenue lost therefrom.

Signed:

JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on BUILDINGS AND PROPERTIES, to whom was referred the request to transfer equipment from the Greater Lansing Legal Aid Bureau, Inc., reports as follows:

The Committee concurs with the recommendation of the Director of the Human Resources Department that certain pieces of equipment be transferred to the Executive Assistant for Community Development; that some of the equipment be retained for use by the Greater Lansing Legal Aid Bureau, Inc.; that certain pieces of equipment be declared surplus; and, that the Director of the Human Resources Department bring her recommendation to this Committee for future action as to the retention and/or transfer of law books after negotiation between the City Attorney's Office and the Greater Lansing Legal Aid Bureau, Inc.

Signed:

ROGER T. MAY,
JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
Committee on Buildings and
Properties.

By Councilman May—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on BUILDINGS AND PROPERTIES, to whom was referred the request to transfer equipment from the Comprehensive Drug Treatment Component (Community Mental Health), noted as the Horizon or Northside Crisis Center to the Community Health Services and the Ingham, Eaton Counties Substance Abuse Coordinating Agency, reports as follows:

That the Committee concurs in the recommendation of the Director of the Human Resources Department.

Signed:

ROGER T. MAY,
TERRY J. McKANE,
JACK D. GUNTHER,
JOHN T. ANAS,
WILLIAM A. BRENKE,
Committee on Buildings and
Properties.

By Councilman May—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred rezoning petition Z-21-75 for property located at 3900 block North Grand River Avenue from "A" One Family Residence District to "D-1" Professional Office District, reports as follows:

That said rezoning be approved.

Signed:

LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Planning.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred rezoning petition Z-33-75 for property at Kaynorth/Northrup Intersection from "CUP" (Community Unit Plan) District to "DM-1" Multiple Residential District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred rezoning petition Z-34-75 for property at 1126 West Saginaw Street from "B" One Family Residential District to "J" Parking District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred rezoning petition Z-9-75B for property located at 5000 North Grand River Avenue from "A" One Family Residence, "C" Two Family Residence and "DM" Multiple Dwelling Districts to "F" Commercial and "CUP" (Community Unit Plan) Districts, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

Councilman Ferguson arrived.

REPORTS OF CITY OFFICERS AND BOARDS

Director of Finance submits the following reports:

Main LaFrantz & Co. for Board of Water and Light:

1. Examination with supplementary information for the years ended June 30, 1974 and 1975.
2. Pension Fund—report on examination for years ended June 30, 1974 and 1975.

Seidman and Seidman reports on:

1. Municipal Parking System report on Financial Statements (with supplemental material) for two years ended June 30, 1975.
2. Lansing Building Authority report on Financial Statements for two years ended June 30, 1975.
3. Financial Statements (with supplemental material) for two years ended June 30, 1975.

Received and placed on file.

September 29, 1975

Honorable Mayor and Members
of the Lansing City Council
Lansing, Michigan

Re: Claim of Joe McNamara for damage to car claimed to have hit dip at end of driveway

Dear Mayor and Council:

Your City Attorney, to whom was referred the above claim, has made an investigation thereof, and is of the opinion that the City is not liable from a legal point of view. There appears to be a lack of evidence of negligence on the part of the City.

Respectfully submitted,
PETER HOUK,
City Attorney.

By Councilman Gunther—

That we concur in the recommendation of the City Attorney.

Carried.

September 30, 1975

To the Honorable Mayor
and Members of the Council
Gentlemen:

I am hereby submitting two Special Assessment Rolls based on the actual cost, for the razing of residences and cutting and removing trees from private properties.

Roll 19-K	Demolition Cost	\$2,066.00
Roll 31-T	Cutting and removing trees cost	512.00

Respectfully submitted,
PAUL S. CREEVY,
City Assessor.

Received and placed on file.

September 29, 1975

Honorable Mayor and City Council
City Hall
Lansing, Michigan

Gentlemen:

Attached is a Letter of Intent submitted by George Byrnes, Developer, to construct curb and gutter and grade and gravel in

Beacon Hill Drive from Tecumseh River Drive to the North plat line of Sunset Hills No. 9.

I recommend the approval of this Letter of Intent.

Respectfully submitted,

ROBERT R. BACKUS.
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the Letter of Intent submitted by George Byrnes, Developer, to construct curb and gutter and to grade and gravel Beacon Hill Drive from Tecumseh River Drive to the north plat line of Sunset Hills No. 9, reports as follows:

That the Letter of Intent be approved subject to the receipt of the required bonds and insurance certificates and that all work to be as directed by the Department of Public Service. No City funds are involved as 100% of this cost will be paid by the applicant.

Signed:

WILLIAM A. BRENKE,
JAMES D. BLAIR,
JACK D. GUNTHER,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

September 29, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is a Letter of Intent submitted by Sambo's Restaurant, Inc., 3760 State Street, Santa Barbara, California, to construct storm and sanitary sewers to serve Sambo's Restaurant, 6636 S. Cedar Street.

I recommend the approval of this Letter of Intent.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the Letter of Intent submitted by Sambo's Restaurant, Inc., 3760 State Street, Santa Barbara, Calif., to construct storm and sanitary sewers to serve Sambo's Restaurant, 6636 S. Cedar Street, reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JAMES D. BLAIR,
JACK D. GUNTHER,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

October 1, 1975

Councilman Joel Ferguson

Chairman

City Affairs Committee

Lansing City Council

Dear Councilman Ferguson:

Attached is an application for a parade permit for the Harry Hill High School Homecoming, scheduled for 6:00 p.m. to 6:30 p.m. on Friday, October 10, 1975.

You will note all necessary department heads have approved this application. Our Traffic Bureau estimates it will cost the City a total of \$22.12, representing four officers, two vehicles, for one-half hour.

This is being forwarded to your committee for final action.

Respectfully yours,

THOMAS W. O'TOOLE,
Chief of Police.

Referred to Committee on City Affairs.

REPORT OF COMMITTEE

The Committee on CITY AFFAIRS, to whom was referred the request of Harry Hill High School Homecoming for permission to parade on October 10, 1975, reports as follows:

The Committee recommends permission be granted, the permit having been signed by the necessary department heads, and the Committee recommends further the parade be under supervision of the Lansing Police Department.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

September 30, 1975

Honorable Mayor and
Members of City Council
City of Lansing, Michigan

Honorable Sirs:

In accordance with the terms of the "Boxelder Ordinance" Lansing Code 23-23, I have given written notice to several property owners to remove female boxelder trees from their property.

In accordance with Section 23-23.3 of the ordinance, I am reporting that the following tree was not removed at the time of our follow-up inspection.

Petition No. 18

1 Tree—Location: 316 N. Magnolia

Owner—Mrs. Esther Bolton, 316 N. Magnolia, Lansing, Michigan.

With your authorization to proceed, we will remove the tree by contract bidding. The cost of the cutting and removal are assessed against the property as provided in the ordinance.

Respectfully submitted,

DAVID L. PHILLIPS,
City Forester.

Approved:

THEODORE J. HASKELL.

Referred to Committee on Parks and Recreation.

October 2, 1975

Honorable Mayor and
Members of the City Council
City of Lansing, Michigan

Honorable Sirs:

I herewith report that I have given to the City Controller the cost for the removal of one tree on private property that was hazardous to the right-of-way, to be placed on a time payment program.

The location of the tree and the owner of the property is as follows:

Tree Location: 813 N. Jenison Avenue

Owner—Gerald G. Gleason, 813 N. Jenison Avenue, Lansing, Michigan.

A total of \$185.00 is to be distributed on Roll 32-T.

Respectfully submitted,

DAVID L. PHILLIPS,
Superintendent of Forestry.

Approved:

THEODORE J. HASKELL,
Director, Parks and Recreation
Department.

Referred to Committee on Parks and Recreation.

October 1, 1975

Honorable Mayor Gerald W. Graves,
Mayor Pro-Tem Jack D. Gunther, and
Members of the Lansing City Council
Lansing City Hall
Lansing, Michigan 48933

Dear Mayor Graves, Mayor Pro-Tem Gunther, and Council Members:

I hereby certify that the eighteen month contract between the Building In Lansing Development (BILD) and the City of Lansing has been properly submitted to you in conformance with Section 2A-11 of the Community Development Ordinance.

This contract meets the requirements set forth for certification pursuant to the above-sighted Section.

Respectfully submitted,

ORRIN E. SHARP,
Executive Assistant to the
Mayor, Office of Community
Development.

Referred to Committee of the Whole.

October 2, 1975

Honorable Mayor and City Clerk
City Hall
Lansing, Michigan

Gentlemen:

The Board of Public Service to whom was referred the request of Mr. Roy Markey to vacate a portion of the Gilkey Drain Easement, recommends that the request be approved as petitioned.

Respectfully submitted,
BARBARA GARLOCK,
Secretary.

Referred to Committee on Public Service and Highways.

October 1, 1975

Mayor Gerald W. Graves and

Members of the Lansing City Council

Gentlemen:

Attached is a copy of a letter that was personally prepared for Senator Philip Hart, Congressman Robert Carr and Wilmer Mizell in addition to Senator Robert Griffin.

Sincerely,

JACK D. GUNTHER,
Mayor Pro Tem.

By Councilman Gunther—

That we concur in the recommendation.

Carried.

October 2, 1975

Miss Theo Fulton, City Clerk

City Hall

Lansing, Michigan

Miss Fulton:

The Veterans' Day Parade Committee hereby requests a parade permit for the Veterans' Parade which will be held Tuesday, November 11, 1975, starting at 8:00 p.m.

Parade route will start at Genesee Street and Walnut, east on Genesee to Capitol, south on Capitol to Lenawee. Line up will be on Genesee Street west from Walnut.

We also request the use of the showmobile to be placed in front of the Capitol Building on Capitol Avenue.

Your attention to this matter will be appreciated.

Sincerely,

JACK D. GUNTHER,
Parade Chairman.

Referred to Police Department and Committee on City Affairs.

October 3, 1975

Fellow Councilmen,

The City Council has spent much time recently on the flood situation in Urbandale and the sewer separations in the south end. This Council has already taken action to equalize some of the assessments in the Palmer Street area at a cost of \$13,000 to the City. At present, we are considering the diversion of up to \$3.3 million to the Urbandale area to solve some problems there.

A serious ground water problem exists on Hughes Rd., a problem which can be solved by the City at a relatively low cost.

The problem involves a small river which forms across the road and around the homes on both sides nearly every time it rains. Of course, the whole area was inundated during the April flood. This problem is caused by an inadequate combined sewer system in the general area and by the complete lack of sewers in the 4800 and 4900 blocks of Hughes Rd. A ten-inch line extends south of Reo Rd. but stops 270 feet short of the problem area.

After conferring with the Deputy Public Service Director and the City Engineer, I have determined that there are three possible solutions. First, the existing 10-inch line could be extended 270 feet south to the low area. The main advantage to this solution is the comparatively low cost: \$5,300. There are two disadvantages. A 10-inch line would not drain the low area adequately during a hard rain. Also, the line would have to be removed when the whole area receives its new separate sewer system in a few years. That would be a waste of money.

Secondly, an 18-inch line, the size recommended by the Public Service Department, could be laid for a distance of 270 feet from the existing line to the low area. The advantage is that an 18-inch line would remain when the other older lines are replaced. One disadvantage is the slightly increased cost of \$7,000. Another disadvantage is the lack of benefit to the properties to the south of the low area. A third disadvantage involves an 18 inch line emptying into a 10-inch line.

Thirdly, an 18-inch line, narrowing down to a 12-inch line, could be extended 540 feet south of the existing line to serve the entire street all of the way to Jolly Rd. The main advantage to this solution is that the line would be adequate for the future and would not have to be replaced when the total system is put in. The main disadvantage is the cost: \$12,400.

Regarding costs, the Council should keep in mind that this particular area is very low economically. Over two years ago, I asked the Public Service Director to put together a sewer plan for the entire area. I sent out four hundred letters to the affected property owners and invited them to a meeting at Reo Elementary School.

About seventy five people attended the meeting. I presented the problem and the solution. Several departments were represented for the answering of questions. I passed out petitions with the proper headings. In spite of heavy rains and flooded basements immediately prior to the meeting, none of the petitions were returned.

Mr. W. J. Cole of 4807 Hugres Rd. presented the Hughes Rd. problem to me. The Public Service Department sent him a petition. In spite of his enthusiasm, he was unable to obtain many signatures. The inability to pay was given as the chief reason.

This problem must be solved and preferably this fall. The solution should fit into the Public Service Department's ultimate plan for the area. I am requesting that the Public Service and Highways Committee find a way to solve the problem using City funds with the understanding that the property owners on Hughes Rd. will pay their share of the total sewer project for the larger Bristol Rd.-Reo Rd. area whenever that project is completed. Thank you for your consideration.

Sincerely,

TERRY J. McKANE,
Councilman—Third Ward.

Referred to Committee on Public Service and Highways.

October 2, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall
Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

Attached is a communication from one, Richard Christmas, in which he requests the right to apply for a parade permit to honor, "Moon Day," July 20, 1976. The matter is being submitted to you for presentation to the Committee on City Affairs.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Police Department and Committee on City Affairs.

October 2, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall
Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

Presently there are approximately 4,000 homes located in the 100-year flood plain. I am of the opinion that a computer printed letter should be sent to each of the households advising of the potential of flooding, the availability and procedure for securing flood insurance, and the delinictions of various flood warnings. The cost to purchase the blank letter forms is \$605.00, in addition to postage. I am requesting your approval of this matter on an "emergency basis."

In addition to the aforementioned, I am requesting that you direct the City Attorney to research the possibility of legally requiring a posting on each deed, a notification that the property involved is located in the 100-year flood plain. Certainly this is not in keeping with the old theory of "let the buyer beware," but it will provide a fairness to buyers of the future.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

October 2, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall
Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

Attached is a communication from the United States Department of Housing and Urban Development, which pertains to the pre-bid specifications of the Kingsley Community Services Building.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Parks and Recreation.

October 6, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall
Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

During a recent Committee of the Whole Session, several members of the City Coun-

cil saw fit to degrade prospective buyers of one business now in bankruptcy, others who had hoped to develop the so-called "NUMBER ONE BLOCK" or Urban Redevelopment Project No. 1, even though

they were stymied by a pollution battle, over which they had no control, and just as serious to mislead the public, and unfortunately The State Journal, into believing that the Lansing Metropolitan Development Authority had achieved nothing for the City of Lansing and could only point to "a new fire tower" being constructed in the City in the recent past. I take serious objection to this approach as an individual; my respects, not scorn, go to those individuals who at least try to achieve, rather than to sit back and wait for someone else to make an attempt.

As a Mayor, I also object to the approach taken by several City Council members. To me, no project is "dead" if there is a spark of life remaining. I object to any Council member heaping insult upon those who are trying to make the City of Lansing a better place in which to live, especially when they are unaware of what is transpiring.

As a Mayor, I also object to misinformation being handed out along the line directed toward the Lansing Metropolitan Development Authority, and then being used as "fact" when it is directly opposite of what has been attained. For example, I have in the past advised you of the meetings held between myself, members of the Lansing Metropolitan Development Authority, Finance Department, Planning, etc., and the officers of the Lindell Drop Forge, Inc. Prior to those discussions, the officers of the Lindell Drop Forge were considering moving out of the State of Michigan—they have since altered their plans and are now completing a major new construction project at their present location on South Logan Street. In addition, the Lansing Metropolitan Development Authority continues to function as a prime mover and responsible body for the Area's economic encouragement, growth and development. Certainly, some of their efforts have been directed beyond the corporate limits of the City of Lansing, but in the final analysis, much of this has a beneficial spin-off affect on our own City. Too, they have worked with my office, landowners and businesses to retain other businesses in the City and to bring in new businesses. Included are:

Capitol Bedding Company, a new manufacturing plant in Lansing.

General Electric Supply, a new warehouse in Lantex Park, Lansing.

Estes Furniture, now operating two warehouses on Shiawassee and Turner Streets, Lansing.

American Legion, new State Offices, Lansing.

Metal Frames, Inc., an assembly operation, Lansing.

Special Transportation, Inc., a new location, Lansing.

Kongsilde Ltd., a new warehouse in Lansing.

The Top Shop, countertop manufacturing, Lantex Park, Lansing.

Frito-Ley, potato chip warehouse, Lantex Park, Lansing.

Suits News Company, a large new warehouse in Midway, Lansing.

W. W. Grainger, a large new warehouse in Midway, Lansing.

Uptilt, Inc., expanding manufacturing operation, Lansing.

GLS-Fiberglas, an expanding distribution center, Midway, Lansing.

Cook Communications, a new operation, Lansing.

Michigan Department of Health, has a large office building under construction on North Logan Street, Lansing.

In regard to the Lantex Industrial Park and Midway Industrial Center, please find attached two recaps of what has been developed in the past several years. Please note that the Lantex Industrial Park, alone, has netted \$104,061.23 in 1974 Real Estate Taxes; \$24,010.00 in Income Taxes (Estimated); and, \$115,500.97 in Personal Property Taxes for a total of \$243,622.20 in 1974 taxes. Business-wise, it has provided 300 positions of employment. Midway Industrial Center has not only provided substantially more in the tax base for the City of Lansing, Ingham County, Lansing School District and Lansing Community College, but it has provided 1,053 positions of employment.

During the past several years, I have worked closely with the Lansing Metropolitan Development Authority in promoting concrete legislative action at the State legislative level to make Michigan "industry and job conscious." Legislation approved, included:

1. Further promotion of Industrial Revenue Bonding.
2. Franchise Tax Decrease.
3. Increasing Inventory Tax Credit.
4. Property tax incentives for new and renovated plants.

In an attempt to assure the development completion in Urban Redevelopment Project No. 1, and in Project No. 2, I have forwarded more than 450 individually typed letters to developers, financial houses, and businesses scattered throughout the United States. Mr. Elmer Smith, Housing and Urban Development Department, attached informational packets to each of these communications prior to mailing. Mr. Smith

has also personally contacted more than 300 potential investors, including personal visits to 13 in Wayne County, 1 in Kalamazoo, 220 in the Greater Lansing Area. Presently, we are working with several on-site locations, financing, etc.

In an attempt to reopen a bankrupt industry, I have been working with potential buyers, been in contact with finance houses and federal officials, and furthermore, I have in the past few days forwarded informational packages and requests for funding. The potential buyers, contrary to several Council members, have expended thousands of dollars in an effort to bring together a package to purchase the bankrupt firm, including accounting costs, attorney fees, flights to various parts of the United States and for extended meetings. Simultaneously, I have been meeting with potential developers, interested in certain construction within the corporate limits of the City of Lansing, from Michigan, Tennessee, California and Canada. I have also been involved in the preparation of Economic Development loan guarantee and financial packages with four local businesses, the goal being to help them remain. One of these has been completed and the 90% loan guarantee has resulted in a small firm being able to not only keep its doors open, but to look forward to the doubling of its employees. Cooperative ventures have included the Lansing Metropolitan Development Authority, Greater Lansing Chamber of Commerce, Community College, United Auto Workers, etc.

With or without total assistance of City Council, please be advised that I will, with the Lansing Metropolitan Development Authority, and others, persevere in our vigorous efforts to the improvement of the economy of Lansing and her surrounding area. I would like to think that at some time in the future you will as a body join with us in helping to continue a trend of improvement.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

October 2, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

In the afternoon, between 1:00 p.m. and 3:00 p.m., on Thursday, August 21, 1975, the City of Lansing, Michigan, was drenched with 3.08 inches of rainfall. According to official sources "this storm of concentrated rainfall happens but once in

50 years. Run-off averaged about a cubic foot per second."

Lansing suffered hundreds of backed-up sewer lines, hundreds of flooded basements, drenched power lines and flooded thoroughfares.

Then, once again, during the time period from Friday, August 29, 1975, through Sunday, August 31, 1975, the City was drenched with 3.18 inches of rainfall. The storm caused basements to flood once again.

Although these storms were intense, fortunately they did not cause river flooding. Therefore, the damage was not as great as the April 1975 flood.

Damage estimates from the August 21st, the August 29, 30 and 31st, storms is estimated to be in the vicinity of \$200,000 to \$250,000. These estimates include overtime of City forces, estimated cost of repair to City facilities and equipment, and a very rough estimate of costs of damage to homes.

In view of the foregoing, the President of the United States has officially declared 16 counties as disaster areas. The City of Lansing is included in that declaration.

In accordance with the request of Federal Officials and requirements of Federal law, I have named James A. Holcomb, Director of the Office of Emergency Operations, to serve as our agent, for the purpose of coordination, submitting of Federal forms, etc. I request your immediate approval of Mr. Holcomb so that certified copies of our combined action can immediately be delivered to the representatives of the Office of the President of the United States.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

**THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON ANY OF THE
FOLLOWING RESOLUTIONS. YOU MAY
SPEAK ONLY FOR 3-MINUTES ON ANY
ONE RESOLUTION.**

No persons spoke.

RESOLUTIONS

By Committee on Buildings and
Properties—

Resolved, That the Purchasing Director be and he is hereby directed to advertise, as provided by law, for sealed proposals for construction of Washington Square Annex Renovations (formerly W. T. Grant Building) P.S. 86130 in accordance with the plans and specifications on file in the office of the City Engineer. Proposals to

be received up to 3:00 P.M., Local Time, Tuesday, November 4, 1975.

Each proposal to be accompanied with a certified check or bidder's bond in the sum of 5% of the Proposal.

Right is hereby reserved to accept any proposal, to reject any or all proposals and to waive defects in proposals.

No bids may be withdrawn after the above date and time for receiving bids for a period of thirty (30) days.

Adopted by the following vote:

Unanimously.

By Committee on Parks and Recreation—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has accepted grants from the Michigan Department of Natural Resources and the Department of Housing and Urban Development for construction of the Kingsley Community Center; and

Whereas, plans have been completed and bids now received for construction of this facility; and

Whereas, the low bid was submitted by Haussman Construction in the amount of \$596,900.00 plus \$1,255.00 for Alternate No. 1 (flooring) for a total bid of \$598,155.00; and

Whereas, the bid is under the architect's estimate for the project as previously approved by City Council; now

Therefore, Be It Resolved, that the total bid of \$598,155.00 be accepted subject to approval by the Michigan Department of Natural Resources, and by the Equal Opportunity Division of the Detroit Area Office of the Department of Housing and Urban Development (HUD); however, failure by HUD to respond to the request for approval within fifteen (15) working days shall be considered as approval; and

Therefore, Be It Further Resolved, that following approval as to form by the City Attorney, and certification as to the availability of funds by the City Controller that the Mayor and City Clerk be authorized and directed to execute a contract with Haussman Construction on behalf of the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That the City Assessor be, and he is hereby directed to spread on the December, 1975 Tax Rolls, the cost of cutting weeds in the year 1975, in the amount of \$705.00 as reported May 7, 1974 tax sale.

By Councilman Ferguson—

That Councilman May be excused from voting.

Carried.

Adopted by the following vote:
Unanimously.

By Councilman McKane—

APPLICATION TO WITHHOLD FROM SALE

Whereas, the following described lands in Ingham County:

Lot 96, Supervisor's Plat of Radio Estates (Hilliard Rd.—Vacant Lot),

were deeded to the State of Michigan on June 1, 1975, through nonredemption from the county treasurer May 7, 1974 tax sale.

Whereas, said lands are now under the jurisdiction of the Department of Natural Resources and may be withheld from the first sale at which they are scheduled to be offered for the purpose of redemption on behalf of the former owner as provided for in Section 131c of Act 206, Public Acts of 1893, as amended.

Now, Therefore, Be It Resolved by the City of Lansing that application is hereby made to the Department of Natural Resources to withhold said lands from sale, and

Be It Further Resolved that said City of Lansing does hereby authorize the county treasurer to collect all delinquent taxes on said lands if application is made by the owner thereof during the period for which said lands are withheld from sale by this application.

CERTIFICATION

I hereby certify that the above is a true and correct copy of a resolution offered and adopted by the City of Lansing on the 6th day of October, 1975.

THEO FULTON,
Clerk of City of Lansing,
9th Floor, City Hall,
Lansing, Michigan.

Adopted by the following vote:

Unanimously.

By Councilman May—

APPLICATION TO WITHHOLD FROM SALE

Whereas, the following described lands in Ingham County:

Lot 250, City Park Subdivision (1100 Shepard Street), City of Lansing,

were deeded to the State of Michigan on the 6th day of May, 1975, through non-redemption from the county treasurer May 5, 1974 tax sale.

Whereas, said lands are now under the jurisdiction of the Department of Natural Resources and may be withheld from the first sale at which they are scheduled to be offered for the purpose of redemption on behalf of the former owner as provided for in Section 131c of Act 206, Public Acts of 1893, as amended.

Now, Therefore, Be It Resolved by the City of Lansing that application is hereby made to the Department of Natural Resources to withhold said lands from sale, and

Be It Further Resolved that said City of Lansing does hereby authorize the county treasurer to collect all delinquent taxes on said lands if application is made by the owner thereof during the period for which said lands are withheld from sale by this application.

CERTIFICATION

I hereby certify that the above is a true and correct copy of a resolution offered and adopted by the City of Lansing on the 6th day of October, 1975.

THEO FULTON,
Clerk of City of Lansing,
9th Floor, City Hall,
Lansing, Michigan.

Adopted by the following vote:

Unanimously.

By Councilman May—

APPLICATION TO WITHHOLD FROM SALE

Whereas, the following described lands in Ingham County:

Lot 127, Breiten Park Subdivision (1512 Elizabeth St.), City of Lansing,

were deeded to the State of Michigan on the 5th day of May, 1974, through non-redemption from the county treasurer May 7, 1974 tax sale.

Whereas, said lands are now under the jurisdiction of the Department of Natural Resources and may be withheld from the first sale at which they are scheduled to be

offered for the purpose of redemption on behalf of the former owner as provided for in Section 131c of Act 206, Public Acts of 1893, as amended.

Now, Therefore, Be It Resolved by the City of Lansing that application is hereby made to the Department of Natural Resources to withhold said lands from sale, and

Be It Further Resolved that said City of Lansing does hereby authorize the county treasurer to collect all delinquent taxes on said lands if application is made by the owner thereof during the period for which said lands are withheld from sale by this application.

CERTIFICATION

I hereby certify that the above is a true and correct copy of a resolution offered and adopted by the City of Lansing on the 6th day of October, 1975.

THEO FULTON,
Clerk of City of Lansing,
9th Floor, City Hall,
Lansing, Michigan.

Adopted by the following vote:

Unanimously.

By Committee on Parks and
Recreation—

Resolved by the City Council of the City of Lansing:

Whereas, Mr. James A. Meade, 426 Clifford Street, has requested an easement between his property line and the proposed fence line along city property known as Hunter Park described as:

The north three feet (3') of Lot 12, Clears Addition, City of Lansing, Ingham County.

Whereas, the Park Board has approved that the easement be given for and in consideration of the benefits to be derived with no additional costs to either party, now

Therefore, Be It Resolved, that the Council approve this easement, and

Therefore, Be It Further Resolved, that upon approval as to form by the City Attorney, the Mayor and City Clerk be authorized to sign on behalf of the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee on Parks and
Recreation—

Whereas, Mr. Donald Drabney, 504 Clif-

ford Street, has requested an easement between his property line and the proposed fence line along city property known as Hunter Park, described as:

The south three feet (3') of Lot 2, Breiten Park Subdivision; City of Lansing; Ingham County, and the south three feet (3') of the north 46.25 feet of Lot 1, Breiten Park Subdivision; City of Lansing, Ingham County.

Whereas, The Park Board has approved that the easement be given for and in consideration of the benefits to be derived with no additional costs to either party, now

Therefore, Be It Resolved, that the Council approve this easement, and

Therefore, Be It Further Resolved, that upon approval as to form by the City Attorney, the Mayor and City Clerk be authorized to sign on behalf of the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

That the appointment of J. Revell Hopkins to the Tri-County Senior Citizens Advisory Consortium for term expiring June 30, 1976; Harry D. Kost and Horacio Vargas, Jr., to the Human Resources Advisory Board, term expiring June 30, 1977, be confirmed.

Adopted by the following vote:

Unanimously.

By Committee on Parks and Recreation—

Resolved by the City Council of the City of Lansing:

Whereas, the widening and installation of a new sewer on Huron Street is required to serve the new Vivian Riddle School, and

Whereas, this improvement requires acquisition of four parcels of land abutting the east side of Huron Street, and

Whereas, the Kingsley Place Coordinating Committee has recommended that the City immediately proceed with appraisals on these parcels to insure that all improvements are completed by September, 1976, and

Whereas, the City already has appraisal contracts with Richard Binder and Edward Mack which can be amended to include these parcels; now, therefore, be it

Resolved, that Council of the City of

Lansing concurs in the recommendations of the Kingsley Place Coordinating Committee and authorizes the following actions:

1. The property manager is directed to amend the appraisal contracts with Mr. Richard Binder and Mr. Edward Mack to include the parcels located at:

1323 West Allegan

1322 West Chelsea

1321 West Washtenaw

1320 West Kalamazoo

2. That the costs of these appraisals be charged to Account No. 249-936-514-974.

Adopted by the following vote:

Unanimously.

By Committees on Housing and Redevelopment, and Human Resources—

Resolved by the City Council of the City of Lansing:

That the proposal to purchase and redevelop Parcel 5C and a portion of Parcel 5C2 of Urban Renewal Project No. 1, Mich. R-87, submitted by Build Group One, a Michigan Co-Partnership, be accepted, subject to:

1. The receipt of audited financial statements of Build Group One.
2. The receipt of a copy of the Intent to Lease agreement or actual Lease Agreement executed between Build Group One and Continental Cablevision of Lansing, Inc.
3. Review and approval of the final workings drawings and specifications for this facility by the City of Lansing.

all prior to the issuance of a deed for this property by the City of Lansing, and

That the Housing and Redevelopment Director be and is hereby authorized and directed to negotiate the terms and conditions of a Contract for Sale of Land for Private Redevelopment with Build Group One.

Adopted by the following vote:

Unanimously.

By Committees on Housing and Redevelopment and Human Resources—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has from time to time contracted with Building In Lansing's Development (BILD), a non-profit corporation organized and existing

under the laws of the State of Michigan for the rehabilitation or redevelopment of certain areas of the City of Lansing through its City Demonstration Program from funds provided pursuant to Title I of the Demonstration Cities and Metropolitan Development Act of 1966; and

Whereas, the City of Lansing has entered into a Grant Agreement with the United States of America to develop and implement a Community Development Plan pursuant to Title I of the Housing and Community Development Act of 1974; and

Whereas, the City has received and hereby allocates Two Hundred Thousand and 00/100 Dollars (\$200,000.00) of its Urgent Needs funds through the Housing and Community Development Act of 1974 and does further allocate Two Hundred Sixty-Nine Thousand, Six Hundred Sixty-Four and 00/100 Dollars (\$269,664.00) from its Community Development Block Grant pursuant to the Housing and Community Development Act of 1974 for a total funding allocation to BILD of Four Hundred and Sixty-Nine Thousand, Six Hundred Sixty-Four and 00/100 Dollars (\$469,664.00), subject to availability of funding; and

Whereas, the City of Lansing desires to continue to engage the services of BILD to perform certain services and activities necessary to complete tasks undertaken in previous contracts; now, therefore, be it

Resolved, that the City of Lansing covenants to provide relocation benefits from Community Development Block Grant funds of up to Two Hundred Fifty-Four Thousand One Hundred Seventy-Four and 00/100 Dollars (\$254,174.00) for persons displaced by BILD's acquisition in Phase I of Capitol Commons and to provide for the administration of those benefits; and be it

Further Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed Contract on behalf of the City of Lansing after approval as to form by the City Attorney and after certification as to the availability of funds by the Finance Director of the City of Lansing.

By Councilman Blair (Brenke)—

That this resolution be tabled.

Lost by the following vote:

Yeas: Councilmen Blair, Brenke, McKane—3.

Nays: Councilmen Anas, Belen, Ferguson, Gunther, May—5.

The resolution was adopted by the following vote:

Yeas: Councilmen Anas, Belen, Brenke, Ferguson, Gunther, May, McKane—7.

Nays: Councilman Blair—1.

By Committee of the Whole—

DESIGNATION OF APPLICANT'S LOCAL AGENT

RESOLUTION

Be It Resolved by City Council of the City of Lansing, that James A. Holcomb, Director, Emergency Operations, is hereby authorized to execute for and in behalf of the City of Lansing, a public entity established under the laws of the State of Michigan, this application and to file it in the appropriate State office for the purpose of obtaining certain Federal financial assistance under the Disaster Relief Act (Public Law 288, 93rd Congress) or otherwise available from the President's Disaster Relief Fund.

That the City of Lansing, a public entity established under the laws of the State of Michigan, hereby authorizes its agent to provide to the State and to the Federal Disaster Assistance Administration (FDAA), Department of Housing and Urban Development (HUD) for all matters pertaining to such Federal disaster assistance the assurances and agreements printed on the reverse side hereof.

Passed and approved this 6th day of October, 1975.

THEO FULTON,
City Clerk.

CERTIFICATION

I, Theo Fulton, duly appointed and elected City Clerk of the City of Lansing, Michigan, do hereby certify that the above is a true and correct copy of a resolution passed and approved by the City Council of the City of Lansing on the 6th day of October, 1975.

Date: October 6, 1975.

City Clerk

(Official Position)

Signed:

THEO FULTON.

Adopted by the following vote:

Unanimously.

By Committee on Personnel—

Resolved by the City Council of the City of Lansing:

That effective October 6, 1975, the City Personnel Director is authorized and directed to effect the following changes within the Personnel Department section of the Classification and Compensation Plan:

Change the existing title only of one Compensation Supv. IVB to Employee Benefits Supv. IVB.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows:

\$13,883.90 from Estimated Revenues—
Cemetery Fund
A/C 209-000-000-160

\$13,883.90 to Employee Benefits
A/C 209-262-000-715

\$ 16.68 from Estimated Revenues—
Civic Center Fund
A/C 593-000-000-160

\$ 16.68 to Interest and Paying
Agent Fees
A/C 593-540-000-996

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows:

\$ 180.00 from Reserve for Conferences
& Workshops
A/C 101-941-000-864

\$ 180.00 to Conferences & Work-
shops—Accounting Div.
A/C 101-201-000-864

\$ 650.00 from Reserve for Emergencies
A/C 101-941-000-963

\$ 650.00 to Contractual Service—
Legal
A/C 101-210-000-820

\$ 100.00 from Reserve for Conferences
& Workshops
A/C 101-940-000-864

\$ 100.00 to Conferences & Work-
shops—Building Inspection
Department
A/C 101-380-000-864

\$ 289.00 from Conferences & Workshops
—Bi-Centennial Office
A/C 101-871-000-864

\$ 289.00 to Office Equipment—
Bi-Centennial Office
A/C 101-871-000-978

\$ 600.00 from Reserve for Conferences
& Workshops
A/C 101-941-000-864

\$ 600.00 to Conferences & Work-
shops—Human Relations
Department
A/C 101-896-000-864

\$ 11,852.00 from Estimated Revenues
A/C 150-000-000-160

\$ 11,852.00 to Gier Construction
A/C 153-706-001-818

\$376,387.00 from Estimated Revenues
A/C 150-000-000-160

\$290,993.00 to Salaries—City
A/C 153-860-001-702.01

56,352.00 to Fringe Benefits—City
A/C 153-860-001-715.01

1,265.00 to Parking—City
A/C 153-860-001-725

27,777.00 to Administration
A/C 153-860-001-956

\$ 37,915.00 from Estimated Revenues
A/C 150-000-000-160

\$ 37,915.00 to Recreation Center Con-
struction
A/C 155-722-000-975

\$ 68,517.00 from Relocation—Appraisal
A/C 191-822-001-443.01

1,829.81 from Contingencies
A/C 191-822-001-499

\$ 39,000.00 to Administrative Cost
A/C 191-822-001-410

600.00 to Disposition Appraisal
A/C 191-822-001-445.01

30,746.81 to Interest to HUD
A/C 191-882-001-420.01

\$ 30,000.00 from West Side Redevelopment
A/C 249-936-514-974

\$ 30,000.00 to Engineering—Kingsley
Road and Sewers
A/C 249-936-515-825

\$ 37,915.00 from West Side Redevelopment
A/C 249-936-514-974

\$ 37,915.00 to Kingsley Open Space
Center
A/C 249-936-538-974

\$ 363.00 from Salaries—Community Development Grant—Attorney's Office
A/C 251-210-000-702

\$ 158.00 to Office Supplies—
C. D. Attorney
A/C 251-210-000-727

205.00 to Office Equipment—
C. D. Attorney
A/C 251-210-000-978

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

JOHN T. ANAS,
TERRY J. McKANE,
JAMES D. BLAIR,
WILLIAM A. BRENKE,
JACK D. GUNTHER,
Committee on Finance.

Adopted by the following vote:

Unanimously.

By Building and Properties Committee—

Resolved by the City Council of the City of Lansing:

Whereas, the Civic Center Board respectfully requests that a percentage be added to the Main Auditorium Rental Rate for Profit Making Promoters with the rate to be as follows: \$500.00 minimum or 5% of Gross Receipts; and,

Whereas, this change of rate is more competitive with other convention centers; and,

Whereas, the cost of operating including maintenance, labor and utilities has substantially increased;

Now, Therefore, Be It Resolved that the City Council agrees with the Civic Center Board and with this resolution approves the rate change for the Main Auditorium Rental Rate for Profit Making Promoters to be on new contracts as follows: \$500.00 minimum or 5% of Gross Receipts.

Adopted by the following vote:

Unanimously.

By Committee on Public Safety—

Resolved by the City Council of the City of Lansing:

Whereas, the Tri-County Emergency Medical Services Council, herein called the Council, has set high standards for the training of advanced emergency medical technicians; and

Whereas, directors of Lansing hospital emergency departments have requested that all advanced emergency medical technicians receiving medical orders from these emergency departments be approved by the Council; and

Whereas, there are those who have been trained elsewhere as advanced emergency medical technicians who wish to practice their skills in the Tri-County Area; and

Whereas, there is a need to maintain the high standards for practicing advanced emergency medical technicians in the Tri-County Area; and

Whereas, the Council has established criteria for certifying advanced emergency medical technicians who have obtained their training in a program not approved by the Council; and

Whereas, Public Act 275 of Michigan Public Acts of 1974 (The Emergency Medical Technician Practices Act) and its amendments allow local ordinances governing advanced emergency medical technicians so long as they are as or more stringent than the State Act, and do not conflict with it;

Be It Resolved, that all advanced emergency medical technicians, practicing their advanced emergency medical skills as defined in Public Act 275 of Michigan Public Acts of 1974 and its amendments, in the City of Lansing, be approved by the Tri-County Emergency Medical Services Council.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT V

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That the supplementary special assessment roll for demolition and cutting and removing trees from private properties:

Assessment Roll No. 19-K

1302 Chelsea Avenue.

1118 Kingsley Court.

Assessment Roll No. 31-T

326 Mosley.

126 E. Main Street

as returned by the City Assessor be and the same is hereby ratified and confirmed, and that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to refund to

all persons who have paid said tax as originally assessed the pro rata amount of difference as shown in said supplementary roll, and collect all unpaid tax as shown on said roll on or before January 6, 1976.

Adopted by the following vote:

Unanimously.

ZONINGS

By Councilman Gunther—

Whereas, by petition duly filed on the 24th day of February, 1975, this Council was petitioned to change the following described property from "DM" Multiple Family Dwelling, "C" Two Family Residence and "A" One Family Residence Districts to "CUP" (Community Unit Plan) and "F" Commercial Districts, all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 29th day of September, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-9-75B—5000 North Grand River Avenue,

more particularly described as:

The east 157.25 feet of that part of the north 225 feet of the south 841 feet lying south of North Grand River Avenue

from "A" One Family District to "F" Commercial District; and

The east 314.5 feet of that part of the north 80 right-of-way $\frac{1}{2}$ of the northwest $\frac{1}{4}$ of Section 6 lying south of North Grand River Avenue, except the south 200 feet; the north 100 feet of the south 650 feet of the west 157.25 feet and the north 100 feet of the east 157.25 feet of the south 532 feet thereof; Section 6 T4N, R2W; and

The east 314.5 feet of the south 200 feet of the north 80 right-of-way $\frac{1}{2}$ of the northwest $\frac{1}{4}$ section 6, T4N, R2W

from "D-M" Multiple Dwelling District and "C" Two Family District to "CUP" Community Unit Plan District.

Whereas, pursuant to Act 207, P.A. 1921, as amended, the Planning Board advised the City Council to approve the request subject to the following conditions:

- 1) That the southernmost 16-unit building be reduced to a total of 12 units of eight 2-bedroom units and four 1-bedroom units.

- 2) That the land be platted with the required public streets prior to issuance of Building Permits. Platting is to be in accord with the Michigan State Plat Act and the Lansing Subdivision Regulations.

- 3) That all improvements are to be built to City of Lansing standards, including drive openings.

- 4) That all lots are to be graded so that surface water will drain therefrom so as not to affect adjacent properties.

- 5) That the development be served with underground facilities.

- 6) That a landscape plan and screening plan be submitted and approved prior to the issuance of Occupancy Permits.

- 7) That the development be constructed in accordance with the approved plan;

and

Whereas, the Planning Committee of City Council, to which the Planning Board report was referred, did concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the request to rezone the above described property from "A" One Family, "C" Two Family, and "D-M" Multiple Dwelling districts to "CUP" Community Unit Plan and "F" Commercial Districts be approved subject to the conditions outlined above.

Adopted by the following vote:

Unanimously.

By Councilman Benke—

Whereas, by petition duly filed on the 27th day of May, 1975, this Council was petitioned to change the following described property from "A" One Family Residence District to "D-1" Professional Office District, all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 28th day of July, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-21-75—3900 Block North Grand River Avenue,

more particularly described as:

Lot 37 and the easterly 26.4 feet of Lot 38, Delta Grand Subdivision No. 1, City of Lansing, Ingham County, Michigan, Parcel number 3301-06-276-171.

from "A-1" Family District to "D-1" Professional Office District.

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised the City Council to deny this request; and

Whereas, the Planning Committee of Council, to whom was referred the report of the Planning Board, did not concur therewith, and recommended that the request be approved;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "A-1" Family District to "D-1" Professional Office District be approved.

Lost by the following vote:

Yeas: Councilmen Anas, Brenke, May, McKane, Mayor—5.

Nays: Councilmen Belen, Blair, Ferguson, Gunther—4.

By Councilman Gunther—

Whereas, by petition duly filed on the 21st day of July, 1975, this Council was petitioned to change the following described property from "CUP" Community Unit Plan District to "DM-1" Multiple Family Dwelling District, all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 6th day of October, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-33-75 — Kaynorth/Northrup Inter-section,

more particularly described as:

Lot No. 2, Stone Ridge Meadows Sub-division, City of Lansing, Ingham County, Michigan

from "CUP" Community Unit Plan to "D-M:1" Multiple Residential District;

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised the City Council to approve the request subject to Planning Board approval to final site plan; and

Whereas, the Planning Committee of City Council, to whom the report of the Planning Board was referred, did concur therewith;

Now, Therefore, Be It Resolved that the

Council of the City of Lansing approves the petition to rezone the above described property from "CUP" Community Unit Plan District to "D-M:1" Multiple Residential District subject to the approval of a final site plan by the Planning Board.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 11th day of August, 1975, this Council was petitioned to change the following described property from "B" One Family Residence District to "J" Parking District, all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 6th day of October, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-34-75—1126 West Saginaw Street, more particularly described as:

East 44 feet of south 7 rods of Lot 6, Assessor's Plat No. 14, City of Lansing, Ingham County, Michigan

from "B" One Family Residential District to "J" Parking District.

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised City Council to approve the request; and

Whereas, the Planning Committee of the City Council, to whom the Planning Board report was referred, did concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing approves the petition to rezone the above described property from "B" One Family Residential District to "J" Parking District.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 18th day of August, 1975, this Council was petitioned to change the following described property from "D-1" Professional Office District to "E" Apartment-Shop District, all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 6th day of October, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-36-75—4408 South Cedar Street,
more particularly described as:

Lot 28, Assessor's Plat 56

from "D-1" Professional Office District to
"E" Apartment-Shop District;

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised the City Council to approve the request; and

Whereas, the applicant has requested a withdrawal of this petition; and

Whereas, the Planning Committee of Council, having received the request, recommended that the request be accepted;

Now, Therefore, Be It Resolved that the Council of the City of Lansing accepts the withdrawal and no further action shall be taken.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$5,141,016.81.

Signed:

JOHN T. ANAS,
TERRY J. MCKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

ORDINANCES

By Councilman Belen—

The Committee reported that it had considered an ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by:

- a. Revising section 36A-1 (b) of said Code (Definitions—Front Yard).

- b. Revising section 36A-2 of said Code (Front Yard parking or placing of Motor Vehicles, trailers and watercraft prohibited; exceptions).

and recommended that the ordinance be passed.

Carried.

ORDINANCE NO. 406 (Definitions—Front Yard)

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising section 36A-1 (b) of said Code, be placed on order of immediate passage.

Carried.

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising section 36A-1 (b) of said Code, be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 406 (Definitions—Front Yard)

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, BE AMENDED BY REVISING SECTION 36A-1 (b) OF SAID CODE.

The City of Lansing Ordains:

Section 1. That the Code of Ordinances of the City of Lansing, Michigan, be amended by revising Section 36A-1 (b) to read as follows:

Sec. 36A-1. **Definitions.** For the purposes of this chapter, certain terms and words are herewith defined as follows:

(b) **Front yard** means that space on a lot extending the full width of the lot and situated between the street line and front line of the main building on the lot, provided, however, that where a lot is located at the intersection of two or more streets, the front yard shall in addition include that space on the lot extending the full width or length of the lot and situated between the street line and side line of the main building on the lot.

Section 2. All ordinances or parts of or-

dinances inconsistent with the provision hereof are hereby repealed.

ORDINANCE NO. 407

(Front yard, parking or placing of motor vehicles, trailers and watercraft prohibited; exceptions)

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising section 36A-2 of said Code be placed on order of immediate passage.

Carried.

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising section 36A-2 of said Code be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO 407

(Front yard, parking or placing of motor vehicles, trailers and watercraft, prohibited; exceptions)

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, BE AMENDED BY REVISING SECTION 36A-2 OF SAID CODE.

The City of Lansing Ordains:

Section 1. That the Code of Ordinances of the City of Lansing, Michigan, be amended by revising Section 36A-2 to read as follows:

Sec. 36A-2. Front yard parking or placing of motor vehicles, trailers and watercraft prohibited; exceptions.

In those districts described in sections 36-17 through 36-29, inclusive, and delineated upon the district map established pursuant to section 36-4, it shall be unlawful for any person to park or place a motor vehicle, trailer, or watercraft in a front yard. This section shall not apply, however, to:

- (a) Vehicles parked or placed in a driveway, or
- (b) While engaged in actual loading or unloading, or
- (c) Where permitted pursuant to Chapter 36, sections 36-54.1 through 36-54.3, inclusive, or

(d) Where parking areas were legally established by designating front yard parking on plot plans in connection with plans submitted for building permits which were issued prior to the effective date of this chapter, or

(e) Where prior to the effective date of this chapter, parking areas were established in front yards as an accessory use to a lawful conforming use by the development of hard-surfaced parking areas, or

(f) Where any person parking or placing any motor vehicle, trailer or watercraft in a front yard is handicapped and has been issued a valid certificate attesting thereto, pursuant to 1949 P.A. 300, as amended.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

By Councilmen May-McKane—

Resolved by the City Council of the City of Lansing:

That the rule prescribed in Sec. 5.5 (g) of the Charter relative to considering business not on the agenda, be waived.

Carried.

By Councilman Gunther and Councilman May—

Resolved by the City Council of the City of Lansing:

Whereas, the Board of Water and Light has jurisdiction over certain parcels of property abutting the North Lansing dam and including properties on the east bank and west bank of the Grand River, and

Whereas, the use of these lands would benefit the people of Lansing if maintained and used for park purposes, provided that the Board of Water and Light retained full right of ingress and egress necessary to operate, preserve and protect Board of Water and Light facilities on the property,

Now, Therefore, Be It Resolved, that the City Council of Lansing approves the concept of park use for this land and requests that Board of Water and Light to approve a transfer of jurisdiction of these properties from the Board of Water and Light to the Park Board, and

Be It Further Resolved, that the Council authorize and directs the Director of Parks and Recreation and City Attorney to draw up the necessary papers to effect such transfer.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the President in proclamation 4394 has designated the week beginning October 5, 1975, as National Employ the Handicapped Week;

Now, Therefore, Be It Resolved, that the Lansing City Council hereby proclaims the week beginning October 5, 1975, as Lansing's Employ the Handicapped Week and recommends to all employers in the City of Lansing that they initiate and/or continue an aggressive policy pertaining to

the hiring of qualified handicapped citizens throughout the Lansing area.

Adopted by the following vote:

Unanimously.

Council adjourned at 8:30 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

October 6, 1975

CITY CLERK'S OFFICE
Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE
U. S. POSTAGE
PAID
Permit No. 1461
Lansing, Michigan

863

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, October 13, 1975

CITY COUNCIL ROOMS

Lansing, Michigan
October 13, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Anas, Belen, Blair, Brenke, Ferguson, Gunther, May, McKane—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Belen.

Pledge of Allegiance was given by Robert Roche.

The record of the previous session was approved as printed.

Miss Theo Fulton
City Clerk
Ninth Floor, City Hall
Lansing, Michigan

Dear Miss Fulton:

Attached is a copy of my Veto Message as it relates to the approval of the contract between the City of Lansing and BILD Corp., as approved by the City Council on Monday, October 6, 1975. It is submitted to you in accordance with Section 6.8 of Chapter 6 of the City Charter.

Sincerely,

GERALD W. GRAVES,
Mayor.

October 8, 1975

October 8, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall
Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

On Monday, October 6, 1975, you approved by a 7-1 vote, a contract between the City of Lansing and Building In Lansing's Development (BILD) Corporation, which involves the purchase of a minimum of 19 properties, demolition of 3 more, and which directly or indirectly involves a grand total of \$1,130,438. Of the aforementioned amount, \$200,000 in Urgent Needs funds, \$269,664 in Community Development funds and \$206,731 in BILD Revolving Funds are provided for acquisition purposes, \$254,174 is provided for relocation of families after acquisition, and \$200,000 is provided from the BILD Revolving Fund for 18 months of administrative costs.

To date, \$1.2 million has been spent by BILD on all projects, plus \$604,000 for administration through June 30, 1975, and you allocated an additional \$12,600 for each month of July, August and September, 1975. More than \$567,000 has been spent for the acquisition of 48 parcels within Capitol Commons, not including relocation costs.

The Contract now involved provides for a total of \$676,395 for acquisition purposes far beyond that needed to complete Phase I. As earlier mentioned, relocation costs in the amount of \$254,174 are provided above this amount. In June, 1975, BILD estimated that the acquisition costs for 19 parcels would run approximately \$345,600 or \$18,189.47 per parcel. It is obvious, therefore, that you are going far beyond the completion of Phase I. I have been advised, as of this date, that there are no marketable parcels presently in Capitol Commons, that there are no written proposals from any developers, and that the completion of Phase I MIGHT present a marketable parcel. I object to this approach and it indicates to me that you are putting more good money after bad.

In reviewing this approach, I also note you are providing \$2,320 for 7 out-of-town trips for BILD employees, plus an additional \$2,390 for 5 more trips. To this I object.

In short, I am of the opinion that you made a mistake in accepting the original proposal from Model Cities to proceed with BILD and I am of the opinion that you are making a mistake by continuing the project. BILD was not considered a priority by your Technical Committee and it was recommended that the project, if it were to be continued, should be transferred to the Department of Housing and Redevelopment. In the face of a shortage of funds, you are not only continuing BILD but proceeding even beyond the so-called Phase I with no logical proposal on the table detailing from where additional funds will be forthcoming.

Therefore, I recommend that you cancel the BILD contract and transfer acquisition and relocation funds to the Department of Housing and Redevelopment and charge that department with the responsibility to appraise, acquire, relocate, demolish and/or rehabilitate the parcels scheduled for acquisition and rehabilitation in the area de-

scribed as Phase I in the contract, and to assume control of the net cash assets of the BILD Corp. and utilize those funds (\$250,000-\$500,000) for Community Development needs on the eastside through established City departments and procedures, or drop the project in total and admit to bad management on the part of BILD and a mistake on the part of the Liaison Committee of the City Council.

Therefore, I invoke Section 6.8 of Chapter 6 of the City Charter, that grants veto power to the Mayor over matters adopted by the City Council. In accordance with this provision, and for the reasons heretofore mentioned, I place my veto over the contract in question.

Sincerely,

GERALD W. GRAVES,
Mayor.

By Councilman Ferguson—

That the Mayor's veto be overridden:

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Ferguson, Gunther, May, McKane—6.

Nays: Councilman Blair, Brenke—2.

HEARING ON PROPOSED CHANGE IN ZONING CLASSIFICATION

October 13, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-37-75 — 1322 Whyte St.,

be rezoned from "B" One Family Residence District to "G-2" Wholesale District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Roger Spahr, Holt, Michigan, spoke.

Referred to Committee on Planning.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

ELECTRICAL CONTRACTOR — Maintenance Electric.

HEATING AND AIR CONDITIONING — David F. Larson for Consumers Power Co.

MECHANICAL DEVICES — Cinema X Theater (5).

PUBLIC DRIVER — Gary Hull.

Referred to Committee on Ordinance and Contracts.

Claim filed by J. J. Chandler, D.O., for damage to property at 2822 Tammany due to sewer.

Referred to City Attorney and Public Service Department.

Petitions filed for rezoning:

Z-50-75—

Lots 46, 47, 48, 49, 50, 51, 52, 53, West ½ of Lot 98, 99, 100, 101, 102, 103, 104 and 105, Plat of Logancrest, being part of Sections 28 and 29, T4N, R2W, City of Lansing, Ingham County, Michigan from "A" One Family Residence and "J" Parking Districts to "F" Commercial District—(3005, 3017 S. Logan St., 1000, 1004, 1010 Lea St. and 1011, 1001 and 925 Dunlap St.).

Z-51-75—

Lot 4 except West 8 rods of Supervisor's Plat No. 9, T3N, R2W, City of Lansing, Ingham County, Michigan from "A" One Family Residence District to "F" Commercial District—(5824 S. Cedar St.).

Referred to Planning Board.

Requests filed for special 24-hour liquor permits for:

a. Michigan State University Athletic Dept.—November 25, 1975—Civic Center.

b. American Contract Bridge League—November 28, 29, 30, 1975—Civic Center.

c. Y.W.C.A. (Diana Dinner) — October 29, 1975—Civic Center.

Referred to Committee on City Affairs.

Petition filed for:

S-5-75 — Sanitary Sewer on Willoughby Rd. from Georgia Ave. west to serve the Holt Home, 5091 W. Willoughby Rd.

Referred to Department of Public Service.

Notice from Y.W.C.A. of the beginning of the 1975-76 "Y" Girls Club and programs involved.

Received and placed on file.

Notice from State of Mich. Water Resources Commission of order and permit for Redevelopment Department for alteration or occupation of a floodway of the Grand River.

Received and placed on file with copy to Planning Board and Waterfront Development Board.

Copy of notice sent to Ingham County Clerk from Department of State Highways and Transportation of speed control on BL-96 at various locations.

Received and placed on file with copy to Traffic Engineer.

Letter from Tri-County Regional Planning Commission relative:

Submitting copy of By-Laws which were adopted.

Implementation of a plan resulting in a coordinated waste treatment management system for the Tri-County region.

Referred to Committee of the Whole.

Federal Drop Forge Co., 2807 S. Logan St. applies for certificate for establishment of an Industrial Development District under P.A. 198.

Referred to City Assessor and City Attorney.

Councilman May left the session.

REPORT OF COMMITTEES

The Committee on ORDINANCE AND CONTRACTS approves the following applications and bonds for licenses:

ELECTRICAL CONTRACTOR — Maintenance Electric.

HEATING AND AIR CONDITIONING — David F. Larson for Consumers Power Co.

PUBLIC DRIVER — Gary Hull.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

Councilman May returned to session.

The Committee on ORDINANCE AND CONTRACTS by direction of the Court, the following application for license is approved:

MECHANICAL DEVICES — Cinema X Theater (5).

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of WILS for permission to use the first two parking spaces north of South Street on east side of South Washington Ave. on October 16-17, 1975, to park a remote broadcast, reports as follows:

The Committee recommends permission be granted and that arrangements be made with the Parking Supervisor for capping of meters and reimbursement for revenue lost therefrom.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of North Lansing Community Association for permission to fire a blank charge from a cannon at noon on October 18, 1975, on the east bank of the Grand River, reports as follows:

The Committee recommends permission be granted as permission has been granted by the Chief of Police in accordance with Sec. 22-17 of the Code of Ordinances.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Michigan State University for permission to serve alcoholic beverages at the Civic Center on November 25, 1975, for the Football Bust, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of the American Contract Bridge League for permission to serve alcoholic beverages at the Civic Center on November 28, 29, and 30, 1975, in conjunction with a sectional tournament, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Y.W.C.A. for permission to serve alcoholic beverages at the Civic Center on October 29, 1975, at a Diana Dinner, reports as follows:

The Committee recommends permission be

granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the request from Industrial Welding, Inc., to construct a private railroad siding across Williams Street East of Olds Avenue reports as follows:

We approve said request, subject to the following conditions. Industrial Welding, Inc., files request with the Michigan Public Service Commission and receives order from MPSC authorizing construction of said crossing. That final plans and specifications are submitted to the Michigan Public Service Commission and the Lansing Department of Public Service Department for review and approval. That all cost for subject crossing, including the necessary advanced warning signs, and street reconstruction be borne by Industrial Welding, Inc., and further, that prior to actual construction of said crossing, the necessary bonds and insurance in the amount as determined by the Department of Public Service be filed with the City Clerk.

Signed:

WILLIAM A. BRENKE,
JAMES D. BLAIR,
JACK D. GUNTHER,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the Letter of Intent submitted by John Bondarenko, Developer, to construct 555 ft. of sanitary sewer with manholes on W. Willow St. and the necessary on-site sewers to serve apartments at 2414 W. Willow Street, reports as follows:

That the Letter of Intent be approved subject to the receipt of the required bonds

and insurance certificates and that all work to be as directed by the Department of Public Service. No City funds are involved as 100% of this cost will be paid by the applicant.

Signed:

WILLIAM A. BRENKE,
JAMES D. BLAIR,
JACK D. GUNTHER,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred the rezoning petition Z-37-75 for property at 1322 Whyte St., from "B" One Family Residence District to "DM" Multiple Family Dwelling District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING to whom was referred the rezoning petition Z-21-75 for property at 3900 block North Grand River Avenue from "A" One Family Residence District to "C" Two Family Residence District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

October 7, 1975

Honorable Mayor and Members
of the Lansing City Council
Lansing, Michigan

Re: Claim of William C. Kester for broken windshield hit by baseball at Marshall Park

Dear Mayor and Council:

Your City Attorney, to whom was referred the above claim, has made an investigation thereof, and is of the opinion that the City is not liable from a legal point of view. There appears to be a lack of evidence of negligence on the part of the City.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Anas—

That we concur in the recommendation of the City Attorney.

Carried.

October 9, 1975

Honorable Mayor and Members
of the Lansing City Council
Lansing, Michigan

Re: Stefan Szyszkowski, et al vs. City of Lansing, et al (File No. 75-17322-AW)

Dear Mayor and Council:

Please be advised that on October 7, 1975, the Honorable Donald L. Resig entered an Order dismissing the above captioned matter with prejudice, pursuant to a stipulation signed by all parties. The effect of this Order is to affirm the City's rezoning of this property.

Respectfully submitted,

PETER HOUK,
City Attorney.

Received and placed on file.

October 7, 1975

To the Honorable Mayor
and Members of the City Council
Lansing, MI
Gentlemen:

I herewith report that I have submitted to the City Assessor an itemized list of trees

cut and removed from private properties in the amount of \$990.00, for the year 1975, for special assessment on Tax Roll T-32.

Respectfully submitted,

JAMES W. KZESKI,
Building Commissioner,
City of Lansing.

Received and placed on file.

October 8, 1975

To the Honorable Mayor
and Members of the Council

Gentlemen:

I am hereby submitting special assessment Roll No. 32-T, actual cost, for the cutting and removing hazardous trees on private properties.

To Be Assessed—100% \$1,175.00

Respectfully submitted,

PAUL S. CREEVY,
City Assessor.

Received and placed on file.

October 9, 1975

Re: Reduction of Financial Security
Warwick Subdivision No. 2

Lansing City Council
Committee of the Whole
10th Floor, City Hall
Lansing, MI 48933

Gentlemen:

As required by Section 37-35 (1) of Chapter 37 of the Code of Ordinances of the City of Lansing, Michigan, I request permission to reduce financial security for the above referenced subdivision in the amount of \$23,900.00.

The city engineer has inspected and approved for city maintenance the storm sewers and a portion of the curb and gutter.

This will leave the remaining financial security.

Sidewalk	\$ 8,370
Curb & Gutter	\$ 5,900
Monuments	\$ 425
Gravel	\$ 4,500
Street Trees	\$ 1,558
	\$20,753

Respectfully submitted,

EDWARD PERRY,
Deputy Controller.

Referred to Committee on Finance.

REPORT OF COMMITTEE

The Committee on FINANCE, to whom was referred the request of the Deputy Controller for reduction of Financial Security in the amount of \$23,900.00 for the plat of Warwick Subd. No. 2, reports as follows:

That said reduction be approved.

Signed:

JOHN T. ANAS,
TERRY J. McKANE,
JAMES D. BLAIR,
WILLIAM A. BRENKE,
JACK D. GUNTHER,
Committee on Finance.

By Councilman Anas—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

October 8, 1975

Councilman Joel Ferguson

Chairman

City Affairs Committee

Lansing City Council

Dear Councilman Ferguson:

Attached please find an application for a parade permit for the Lansing Eastern High School Homecoming on Friday, October 17, at 6:30 P.M.

This has been approved by all necessary departments, and our Traffic Bureau estimates it will necessitate two officers and two vehicles for an hour, for a total cost to the City of \$29.62.

The application is being forwarded to you for final approval.

Respectfully yours,

THOMAS W. O'TOOLE,
Chief of Police.

Referred to Committee on City Affairs.

REPORT OF COMMITTEE

The Committee on CITY AFFAIRS, to whom was referred the request of Lansing Eastern High School for permission to hold a homecoming parade on October 17, 1975, reports as follows:

The Committee recommends permission be granted, the application having received the approval of the necessary departments, and the Committee recommends the parade be under the supervision of the Lansing Police Department.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

October 9, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached for your review and action, is a request from Mrs. Peggy M. Hudcosky for the City of Lansing to purchase three (3) lots owned by her on Burchfield Street.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Buildings and Properties.

October 9, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is Change Order No. 1, submitted by Rieth-Riley Construction Co., Inc., on the 1975 Blacktop Construction Contract No. PS 18023, increasing the amount of the contract by \$21,571.50, due to the addition of Aurelius Rd., Ingham St., Fielding Dr., Friendship Circle and Tecumseh River Rd. to the contract. They also request an extension of contract time of 34 days to complete the additional work. New completion date will be October 18, 1975.

I would recommend approval of this Change Order No. 1.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the Change Order No. 1, submitted by Rieth-Riley Const. Co., Inc., on the 1975 Blacktop Construction Contract No. PS 18023, increasing the amount of the contract by \$21,571.50, due to the addition of Aurelius Rd., Ingham St., Fielding Dr., Friendship Circle and Tecumseh River Rd. to the contract; also, request for extension of time of 34 days to complete the additional work, reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JAMES D. BLAIR,
JACK D. GUNTHER,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

October 9, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached are two (2) Change Orders listed as follows:

Change Order No. 4, submitted by Clark Construction Company, Inc., on the Wastewater Treatment Plant Additions, Contract 72-S-2(R), C262041 decreasing the amount of the contract by \$5,481.60, due to a decrease in the cost of steel pipe by Phoenix Contractors.

Change Order No. 8, submitted by The Christman Company on the Wastewater Treatment Plant Additions, Contract 72-S-4, C262041, increasing the amount of the contract by \$51,665.03, due to items listed.

I would recommend approval of these two Change Orders.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the Two Change Orders submitted by Clark

Construction Co., Inc., and The Christman Company on the Wastewater Treatment Plant Additions, Contract 72-S-2(R) and 72-S-4 respectively, reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JAMES D. BLAIR,
JACK D. GUNTHER,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

October 9, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is a Letter of Intent submitted by J and L Development Company, to construct storm and sanitary sewers, curb and gutter and to grade and gravel all streets in Denali Park No. 1 Subdivision.

I recommend approval of this Letter of Intent.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the Letter of Intent submitted by J and L Development Company, to construct storm and sanitary sewers, curb and gutter and to grade and gravel all streets in Denali Park No. 1 Subdivision, reports as follows:

That said Letter of Intent be approved subject to the receipt of the required bonds and insurance certificates and that all work to be as directed by the Department of Public Service. No City funds are involved as 100% of this cost will be paid by the applicant.

Signed:

WILLIAM A. BRENKE,
JAMES D. BLAIR,
JACK D. GUNTHER,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

October 10, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is a Letter of Intent submitted by Gregory J. Martin, Owner, to construct an 8 inch sanitary sewer with manhole on the west side of S. Waverly Road from the existing manhole north approximately 270 feet to serve 5100 S. Waverly Road.

I recommend the approval of this Letter of Intent.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the Letter of Intent submitted by Gregory J. Martin, owner, to construct an 8 inch sanitary sewer with manhole on the west side of S. Waverly Road from the existing sewer north approximately 270 ft. to serve 5100 S. Waverly Road, reports as follows:

That the Letter of Intent be approved subject to the receipt of the required bonds and insurance certificates and that all work to be as directed by the Department of Public Service. No City funds are involved as 100% of this cost will be paid by the applicant.

Signed:

WILLIAM A. BRENKE,
JAMES D. BLAIR,
JACK D. GUNTHER,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

October 9, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: B-75-428 Plow & Scraper Blades
Gentlemen:

Attached is the tabulation of three bids for the purchase of plow and scraper blades, which were opened at 3:00 P.M., E.D.T., on Tuesday, October 7, 1975.

We recommend acceptance of the low bid submitted by Beach Mfg. Company for Items D, E, and F at \$4.00 per foot; and, Gregware Equipment for Items A, B, and C at \$2.35 per foot, and Item G at \$4.00 per foot. These are all delivered prices.

Respectfully submitted,

VAUGHAN L. MCKINCH,
Purchasing Director,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the recommendation of the Purchasing Director and the Director of Public Service that the bids for plow and scraper blades submitted by Beach Mfg. Company for Items D, E, and F at \$4.00 per foot, and Gregware Equipment for Items A, B, and C at \$2.35 per foot, and Item G at \$4.00 per foot, be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JAMES D. BLAIR,
JACK D. GUNTHER,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

October 9, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: B-75-427 Furniture for Gier
Community Center

Gentlemen:

Attached is the tabulation of nine bids for the purchase of furniture for the Gier Community Center, which were opened at 3:00 P.M., E.D.T. on Tuesday, September 30, 1975.

We recommend acceptance of the bids as follows: Hertz Furniture Systems Company for Item A at \$2,398.80, Item F at \$3,582.00 and Item G at \$3,408.00; Allied Office Interiors for Item B at \$765.36; Michigan Products, Inc., for Item C at \$381.60; and, the Monroe Company for Item D at \$445.00 and Item E at \$194.00. The total amount authorized for this purchase is \$11,174.76.

Respectfully submitted,

VAUGHAN L. MCKINCH,
Purchasing Director,

THEODORE J. HASKELL,
Parks and Recreation Director.

Referred to Committee on Parks and Recreation.

REPORT OF COMMITTEE

The Committee on PARKS AND RECREATION, to whom was referred the recommendation of the Purchasing Director and the Director of Parks and Recreation that the bids for furniture for Gier Community Center be accepted as follows: Hertz Furniture Systems Company for Item A at \$2,398.80, Item F at \$3,582.00 and Item G at \$3,408.00; Allied Office Interiors for Item B at \$765.36; Michigan Products, Inc. for Item C at \$381.60; and, the Monroe Company for Item D at \$445.00 and Item E at \$194.00. The total amount authorized for this purchase is \$11,174.76, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Director of Parks and Recreation.

Signed:

JAMES D. BLAIR,
JOEL I. FERGUSON,
TERRY J. MCKANE,
Committee on Parks and
Recreation.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

October 9, 1975

Honorable Mayor
and City Council
City Hall
Lansing, Michigan

Subject: B-75-433 Rebid of Asphalt Paving
for Gier Community Center

Gentlemen:

Two bids for asphalt paving at the Gier Community Center were opened at 3:00 P.M., E.D.T., on Tuesday, October 7, 1975.

We recommend acceptance of the low bid submitted by the Rieth-Riley Construction Company for the base bid in the amount of \$5,260.00, Item No. 1 at \$6,520.80, Item No. 2 at \$1,533.60 and Item No. 3 at \$7,943.00, making the total amount authorized \$21,257.40.

Respectfully submitted,

VAUGHAN L. MCKINCH,
Purchasing Director,

THEODORE J. HASKELL,
Parks and Recreation Director.

Referred to Committee on Parks and Recreation.

September 30, 1975

Honorable Mayor Gerald W. Graves and

Members of Lansing City Council

Tenth Floor, City Hall

Lansing, Michigan 48933

Dear Mayor and Council Members:

While you were provided copies of the excerpts of the Board comments made at the Human Resources Advisory Board meeting of September 25, 1975, the Board wishes to call specific attention to a motion which was made by Mr. Konrad and approved unanimously by the Board members present. The motion and the amendment made by Mrs. Maynard are as follows:

Motion by Mr. Konrad:—Direct action to the City Council that at any time a Board of this type is formed, or appointed, by the Mayor and/or City Council, it should be met with and told what is expected of it in terms of authority and responsibility.

Supported by Mrs. Maynard:—Amending that at that time they should have the orientation and the in-service training, a briefing session, on the 30 agencies, or whatever is involved which they have to work with as a Board. In this case, it would mean having the project directors in to make a presentation, or something of that nature.

As a result of that motion and amendment, the Board would appreciate hearing your comments regarding their action.

Sincerely,

JOSEPH POPEVICH,
Temporary Chairman,
Human Resources Advisory
Board.

Referred to Mayor's Office, Committee on Housing and Human Resources and City Attorney.

October 9, 1975

Honorable Mayor Graves
and Members of City Council

Gentlemen:

The Traffic Board recommends for your consideration the following changes to certain parking regulations:

Add:

No Parking At Any Time

Durant St., west side, Osborn St. to Drexel St.

2-Hour Parking

Durant St., westside, Drexel St. to Saganaw St.

Change from Existing Regulation to:
4-Hour Metered Parking

Maple St., south side, Washington Ave. to the Grand River

Seymour St., both sides Ottawa St. to Ionia St.

Washington Ave., east side, St. Joseph St. to Hillsdale St.

There has been a problem with all-day parkers on Durant St., and additional problems with persons parking adjacent to and congregating in the park on the corner of Osborn and Durant. The recommended regulations should solve the problems to the satisfaction of the residents.

A few weeks ago, City Council established 1-hour metered parking on the South side of Maple St. from Washington Avenue to the Grand River. The AFL-CIO has indicated they would prefer 4-hour parking, and since the parking was originally established at their request, the change seems reasonable. The parking must be metered, however, because it is practically impossible to enforce 4-hour parking without meters.

The change in time limit from 2-hour to 4-hour metered parking on Seymour St. is in response to a request from St. Paul's Episcopal Church. A check with St. Mary's and the business adjacent to St. Mary's revealed that neither had any objections to increasing the time limit. The only other property that fronts on this block of Seymour St. is the Capitol Club Hotel.

The Probate Court has requested longer time limits for parking near the Court Building on South Washington Ave. Two hours is often not sufficient time for attorneys and clients who are involved in court cases. Presently 10-hour meters exist on the south side of Hillsdale from Capitol Ave. to Washington Ave. The remaining meters in the area are 2-hour meters. An Insurance Agency and Podiatrist have

offices on E. Hillsdale St., and 4-hour parking would not be beneficial to them. The five 2-hour meters on the east side of Washington south of Hillsdale could be changed to 4-hour meters with no detrimental effects.

Respectfully submitted,

LANSING TRAFFIC BOARD,
RAYMOND O. SEVERY,
Secretary.

Referred to Committee on Public Safety.

REPORT OF COMMITTEE

The Committee on PUBLIC SAFETY, to whom was referred the recommendation of the Traffic Board that the following changes be made in parking regulations:

Add:

No Parking At Any Time

Durant St., west side, Osborn St. to Drexel St.

2-Hour Parking

Durant St., west side, Drexel St. to Saganaw St.

Change from Existing Regulation to:

4-Hour Metered Parking

Maple St., south side, Washington Ave. to the Grand River

Seymour St., both sides, Ottawa St. to Ionia St.

Washington Ave., east side, St. Joseph St. to Hillsdale St.

reports as follows:

The Committee concurs in the recommendation of the Traffic Board.

Signed:

TERRY J. MCKANE,
ROGER T. MAY,
WILLIAM A. BRENKE,
JOHN T. ANAS,
Committee on Public Safety.

By Councilman McKane—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

October 8, 1975

Honorable Mayor and
Members of City Council

Re: Act-17-75

Gentlemen:

Mr. Reniger's proposal to develop his property located at 200 Mill Street was reviewed by the Planning Board October 7, 1975.

The Board concurred with the recommendation of the Waterfront Development Board which was based on particular concepts as stated in the "Plan for Development of Lansing's Waterfront." Those concepts are as follows:

- 1) To promote the City's waterfront program via private sector initiative versus public initiative.
- 2) To promote "people oriented" waterfront land uses rather than industrial non-people oriented uses.
- 3) To promote public access to the waterfront as the lack of such access is one of Lansing's main waterfront problems.
- 4) To integrate the waterfront with development of the adjacent land uses.
- 5) To take advantage of the compatibility potential that exists between office and commercial development in conjunction with waterfront development.

With these concepts in mind, the Board unanimously recommends the following:

- 1) That City Council consider and pursue this proposal and negotiate with Mr. Reniger to determine what specifically he would like the City to do at this time to promote its implementation. The projects proposed that involve the City are as follows:
 - a) Pedestrian access from Michigan Avenue bridge.
 - b) Development of the riverwalk.
 - c) Pedestrian and bicycle access along the old rail line under Michigan Avenue including pedestrian access from that rail line area to Mill Street.
 - d) Pedestrian bridge across Grand River.

Questions regarding prioritization, financing and potential capital improvements programming for the projects need to be answered. After prioritizing and determining funding sources, scheduling of the individual projects should be made to promote proposal implementation.

- 2) The construction schedule of the Michigan Avenue bridge dictates that immediate action is required to provide the desired pedestrian access, i.e., design and structural changes are necessary. It is recommended that necessary action be taken and changes be made to accommodate that access.
- 3) That specific relationship of this pro-

posal to the City's Bicentennial Program should be determined.

- 4) If implemented, proper precautions should be taken to comply with local and national flood plain regulations.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Buildings and Properties and Committee on Planning.

BP-11-75

October 9, 1975

Honorable Mayor and
Members of City Council

Gentlemen:

The offer to the City by Mr. and Mrs. Richard Vance, to purchase their property at 2331 North Larch Street was reviewed by the Planning Board October 7, 1975.

The property has frontage on North Larch Street and also abuts Gier Park and is located directly south of Alleva's Sport Center. Presently the front portion of the property is zoned "F" Commercial and the rear portion is zoned "J" Parking. In spite of this zoning, the parcel contains a residence in which, it is assumed, the owners live. No commercial activity takes place.

The Parks Department has indicated that no funds are available at this time to purchase the property. Also, the property is not required for the expansion of or access to Gier Park.

The Board unanimously agreed that due to the lack of need for this property and also the lack of funds, that the offer be rejected. If Council desires to adopt this recommendation, the City should notify the owners of such rejection.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Buildings and Properties and Committee on Planning.

October 9, 1975

Z-40-75

4610 South Logan Street

Honorable Mayor and
Members of City Council:

The Planning Board, at their meeting of October 7, 1975, recommended that the re-

quest by Charles M. Willits to rezone property at 4610 South Logan Street from "A-1" Family Residential District to "F" Commercial District be approved.

The Planning Board recognized the fact that the existing site is developed with a commercial use and has been non-conforming since being annexed to the City of Lansing. This non-conforming status limits improvements to the property and prohibits the property owner from making any minor expansion.

The Board believes that, based on existing land use development in this vicinity which is commercial in nature to the north and apartment development to the south, the change will not have any serious impact on development in the vicinity. The Board also believes that the change will provide for general upgrading of the site and will call for improvements such as paved parking, landscape, screening and fencing around the site and will encourage the property owner to keep the building in good repair.

There was no one present in opposition to this request at the October 7, 1975 public hearing. This recommendation was by unanimous vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

October 9, 1975

Z-41-75

1440 South Pennsylvania Avenue

Honorable Mayor and

Members of City Council:

The Planning Board, at their meeting of October 7, 1975, recommended that the petition by Joe Pentecost to rezone property at 1440 South Pennsylvania Avenue from "E-1" Drive In Shop District to "F" Commercial District be denied.

The Board believes that the present "E-1" Drive In Shop zoning has been applied to this property and allows reasonable use of the land and promotes development that would be in keeping with a neighborhood service type operation; such as, a small grocery store, milk store, drug store, etcetera. The Board further believes that if the property were zoned "F" Commercial District, it could promote development that would be out of character with the area and would no longer serve as a neighborhood service.

John Daly, tenant of the property in question, presented six signatures expressing no opposition for the used car sales business.

This recommendation was by a 5 yeas, 1 nay vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

October 9, 1975

Z-43-75

524 East Miller Road

Honorable Mayor and

Members of City Council:

The Planning Board, at their meeting of October 7, 1975, recommended that the petition by Marie Miller to rezone property at 524 East Miller Road from "A-1" Family District to "F" Commercial District be approved.

The Board found, based on testimony and evidence, that the site is presently developed with a small grocery store that has been on the site for the past several years and existed on the site prior to annexation to the City of Lansing. Upon annexation to the City, the property became non-conforming and has continued to exist as a non-conforming use since that time.

The existing commercial land use development makes this site undesirable for residential development. Therefore, the requested change is in conformance with the overall established land use policies for this vicinity.

The recommendation for approval includes the condition for landscape, screening, and fencing of the site where it abuts a residential use. This recommendation was made by unanimous vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

October 9, 1975

Z-44-75

Northwest corner of Cavanaugh Road

and Aurelius Road

Honorable Mayor and

Members of City Council:

The Planning Board, at their meeting of October 7, 1975, recommended that the petition by Patrick J. Callihan, Provincial House, Inc., to rezone property on the

northwest corner of Cavanaugh and Aurelius roads from "A-1" Family Residential District to "F" Commercial District be approved.

The petitioner indicated to the Planning Board that the site would be developed for a neighborhood shopping facility. In reviewing this case, the Board took into consideration the Forest View Master Plan and the recommendations for commercial development that were included in the overall plan. Findings at this point indicated that the Forest View Master Plan did project commercial development in and around the intersection of Cavanaugh Road and Aurelius Road. These needs were based on existing development in the Forest View community and potential development for the area. The Board believes that the type of center proposed, and its size, would provide a service to the area but not detract from existing development in the vicinity.

During the public hearing session regarding this matter, the property owners lying west and adjacent to this site indicated the storm water run off problem along the rear portions of their property. They further indicated that these surface water problems were created by the filling of the land in question. The Board, therefore, indicated in their approval that this problem be alleviated prior to development of the center, or upon development of the center. The conditions of approval of this zoning included landscape, screening, and fencing plans for the complete site, and lighting of the parking areas so directed toward the development so as not to be offensive to the adjacent property owners.

This recommendation was by unanimous vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

October 9, 1975

Honorable Mayor and

Members of City Council

Gentlemen:

Pursuant to Section 2A-5 of Chapter 2A, Code of Ordinances of the City of Lansing, and the Fiscal Year 1977 Community Development Planning and Budget Process Schedule, the Lansing Planning Board submits the following statement of Community Development needs.

The planning process which served as the basis for the Community Development Plan for Fiscal Year 1976 provided a thoroughgoing analysis of all available and relevant data from a number of different theoretical perspectives. While the data sources were incomplete, particularly in the human service areas, the Community Development pol-

icy which was formulated was based on the most exhaustive research possible, given the limits of time and financial resources.

Due to delays in commencing implementation of the Fiscal Year 1976 Community Development Program, the major thrust of the program is yet to be felt in Lansing. Except for the advent of the April 1976 flood, there is no data which clearly indicates that Lansing's Community Development needs have altered significantly since adoption of the 1976 plan. For these reasons the Lansing Planning Board encourages the City of Lansing to take immediate steps to meet the needs articulated in the 1976 Plan through implementation of the approved Community Development Program. Specifically, immediate steps should be taken to implement the city-wide portion of the Rehabilitation Loan and Grant Program as a test of that program, prior to large scale implementation in the Neighborhood Development Areas. In addition, evaluation designs which will provide the community with credible information, regarding the changes actually brought about by individual Community Development projects, must be developed immediately if this Board is to provide meaningful needs analysis for the Community Development Program in Fiscal Year 1978.

The Fiscal Year 1976 Plan was deficient in that insufficient data was available in the areas of health, public safety, social services, recreation, education, criminal justice, and the attitudes and behavior of Lansing's citizens in these areas. If the City is to wisely allocate dollars to these areas of human service it needs to aggressively seek better and more complete information on which to base those allocative decisions. This data is also essential if a base is to be established from which the impact of human service programs can be judged. The perceived needs of the majority of individuals in the City must be ascertained before a program calculated to provide maximum impact for each dollar spent can be formulated. A small investment in data collection at this time would result in long run savings for the Community Development program.

The major Community Development changes which have occurred in the City since the Fiscal 1976 Community Development Plan was prepared have resulted from the April 1975 flood. In this regard, the Planning Board concurs in the recommendations of the Technical Planning Committee and points out the necessity to act expeditiously to meet the needs of the citizens whose homes were inundated. Specifically, the City needs to acquire and remove those homes in the lowest sectors of the Urban-dale area. In addition, an analysis of potential reuse of the land acquired, to determine if cut and fill work will alleviate flood damage in a broader sector of the east side, should be conducted.

The need to address the problems resulting from the flood is deeply felt by those individuals who were its victims, but the concept of acquiring and removing dilapidated and/or detrimental structures throughout the City of Lansing could have

broader implications for the entire City if adopted as a Community Development policy. Such a policy would complement the city-wide rehabilitation program and would provide another tool whereby the viability of existing residential areas could be maintained and strengthened.

Respectfully submitted,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee of the Whole.

October 9, 1975

Honorable Mayor and
Members of City Council:

As you know there has been considerable discussion over the past 90 days as to the appropriate location for a much-needed recreation center servicing the citizens of the Second Ward. While it appears there is general agreement on the necessity for such a facility, there has been some controversy as to the most desirable location.

We noted a missing ingredient in this dialogue, namely the absence of hard information as to the opinions of the people most directly involved . . . the residents of the Second Ward. We determined to rectify this problem and let the voice of the people be heard. Therefore, on August 28 we conducted a postcard poll by sending an explanatory letter to 3,651 Second Ward residents enclosing a self-addressed postcard for responses. Copies of that letter and postcard are attached to this letter.

To date we have received 818 responses indicating a location opinion. They break down as follows:

LOCATION	% WHO FAVOR
Topps	55%
Cavanaugh Park	8%
Gardner Jr. High	8%
Kendon Park	7%
North Elementary	4%
Existing Facilities	4%
Lyons Park	3%
Other Recommendations	2%
No Preference	9%
	<hr/> 100%

Simply stated, Second Ward residents prefer the Topps site by more than 6 to 1 over any other identifiable location. This would seem to settle once and for all the question of the preference of the people. That voice has been heard . . . and heard loud and clear. Moreover, a response of

better than 20%, by the standards of such polling, indicates a **high level of interest** in the resolution of the problem. Actually the response was somewhat higher, as 97 respondents indicated they were not in favor of any recreation center.

We are providing this information to help in determining the site when the question of adequate resources to proceed is resolved. We recognize that there are many pressing problems and limited dollars to meet all of our Capital Improvements needs.

Additional technical work should be done by the appropriate personal to determine the economic feasibility for purchasing the property. A definite timetable and procedure should be outlined after our priorities are set and General Fund and Community Development Budget status for Capital Improvements is clarified.

Sincerely,

WILLIAM A. BRENKE,
JOEL I. FERGUSON.

Referred to Committee of the Whole.

October 8, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall
Lansing, Michigan
Dear Mayor Pro-Tem and
Council Members:

In regard to my communication of October 6, dealing with our attempts to retain businesses now in the City and to bring in new business, I am pleased to advise you that as of this date, I had the pleasure of participating in the grand opening of the new 3M Business Products Center, at 5848 Executive Drive, Midway Industrial Park. This is a new business in the City of Lansing which will employ 29 persons, and projections are to raise this number to 60 positions of employment within the next four years.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

October 13, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall
Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

Though Lansing Township Supervisor Frank Fitzgerald has not discussed the matter with my office, I noted in a recent newspaper article that he is desirous of having 50-100 parcels of Township property included in my proposal to you, which pertained to the purchase of property in the flooded areas of Urbandale. Since you have not made a final decision on my proposal that you purchase certain parcels of land in the Urbandale area, I would think it proper that:

—The staff of the Planning Department, Building Department, Assessor's Office, etc., be instructed to cooperate with Supervisor Fitzgerald in lending whatever expertise possible, so that he might determine an estimated overall cost for the purchase of those properties located in the Township portion of Urbandale;

—The same staff be instructed, if your decision is in the affirmative to purchase those properties in the Urbandale section of the City of Lansing, to advise Supervisor Fitzgerald of target dates, so as to provide a coordinated effort with his staff;

—The staff receive from Supervisor Fitzgerald the sources of funding by Lansing Township to purchase the Urbandale property in the Township;

—You set up a meeting with Supervisor Fitzgerald to seriously consider annexing into the City of Lansing the lands already mentioned, plus all the other lands of the Township east of the City, if Supervisor Fitzgerald cannot fund the purchase of those properties adjacent to Urbandale.

In short, I am still of the opinion that you should approve the purchase of the Urbandale properties located within the corporate limits of the City of Lansing. Too, I am of the opinion that the purchase of the Urbandale property located within our corporate limits by the City of Lansing, and the purchase of those properties located adjacent thereto, by Lansing Township, should be a coordinated effort. However, if Lansing Township cannot advise of its method of funding, the City of Lansing should not use that as an excuse for not proceeding with the original proposal.

In regard to the thoughts of Supervisor Fitzgerald that the overall area should be commercialized, I have grave doubts that this is feasible. Robert Backus, Public Service Director, has already advised that a several million dollar sewer investment would not prevent flooding in the future.

Trusting this meets your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING RESOLUTIONS — YOU MAY SPEAK ONLY FOR 3-MINUTES ON ANY ONE RESOLUTION.

No persons spoke.

RESOLUTIONS

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That the City Assessor be, and he is hereby directed to spread on the December, 1975 tax rolls, the cost of cutting weeds in the year 1975, in the amount of \$255.00, as reported this date by the Building Commissioner.

By Councilman Brenke:

That councilman May be excused from voting.

Carried.

Adopted by the following vote:

Unanimously.

APPLICATION TO WITHHOLD FROM SALE

Under Provision Of
(Sec. 131c, Act 206, P.A. 1893,
As Amended)

Whereas, the following described land(s) in Ingham County, City of Lansing:

Handy Home Addition

Block 11, Lot 4 and W 22 ft. of Lot 5

716-718 E. Grand River Avenue,

were deeded on the State of Michigan on the 6th day of May, 1975, through nonredemption from the county treasurer tax sale May 7, 1974, and

Whereas, said lands are now under the jurisdiction of the Department of Natural Resources and may be withheld from sale for the purpose of redemption on behalf of the former owner, as provided for in Section 131c of Act 206, Public Acts of 1893, as amended (211.131c Compiled Laws) [M.S.A. 7.190 (1)]: Now therefore be it

Resolved, by the City Council of Lansing that application is hereby made to the Department of Natural Resources to withhold said lands from sale; and be it further

Resolved, that said City Council of Lansing does hereby authorize the county treasurer to collect all delinquent taxes on said lands if application is made by the owner

thereof during the period for which said lands are withheld from sale by this application.

CERTIFICATION

I hereby certify that the above is a true and correct copy of a resolution offered and adopted by the City Council of Lansing on the 13th day of October, 1975.

By THEO FULTON,
Clerk of Lansing,
9th floor, City Hall.

Adopted by the following vote:

Unanimously.

APPLICATION TO WITHHOLD FROM SALE

Under Provision Of

(Sec. 131c, Act 206, P.A. 1893,
As amended)

Whereas, the following described land(s) in Ingham County, City of Lansing:

Handy Home Addition

Block 11, W. 16.5 ft. of E 33 ft. of Lot 5,

were deeded to the State of Michigan on the 6th day of May, 1975, through nonredemption from the county treasurer tax sale May 7, 1974, and

Whereas, said lands are now under the jurisdiction of the Department of Natural Resources and may be withheld from sale for the purpose of redemption on behalf of the former owner, as provided for in Section 131c of Act 206, Public Acts of 1893, as amended (211.131c Compiled Laws) [M.S.A. 7.190 (1)]: Now therefore be it

Resolved, by the City Council of Lansing that application is hereby made to the Department of Natural Resources to withhold said lands from sale; and be it further

Resolved, that said City Council of Lansing does hereby authorize the county treasurer to collect all delinquent taxes on said lands if application is made by the owner thereof during the period for which said lands are withheld from sale by this application.

CERTIFICATION

I hereby certify that the above is a true and correct copy of a resolution offered and adopted by the City Council of Lansing on the 13th day of October, 1975.

By THEO FULTON,
Clerk of Lansing,
9th floor, City Hall.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That the request of Roy Markey to abandon that portion of the Gilkey Drain crossing lots in plat of Maple Grove No. 3, be approved, and

Be It Further Resolved That the City Clerk be directed to have said vacation of that portion of the Easement recorded with the Registrar of Deeds upon the approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and Properties—

Resolved by the City Council of the City of Lansing:

That, Change Order No. 3 (Final), to the contract between McNeilly Construction, Inc., and the City of Lansing, Michigan, dated January 15, 1975, increasing the contract amount by \$17,865.00, from \$228,731.74 to \$246,596.74, because of additional work required by site and building conditions, be approved, and

That, the Mayor and City Clerk be and are hereby authorized and directed to execute said Change Order No. 3 (Final), upon its approval as to form by the City Attorney and certification as to the availability of funds by the City Controller.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

A RESOLUTION AUTHORIZING PERPETUATION, EXECUTION AND SUBMISSION OF A PROCLAIMER CERTIFICATE RELATIVE TO ESTABLISHMENT OF FAIR MARKET VALUE FOR PROPERTY TO BE ACQUIRED IN NEIGHBORHOOD FACILITY PROJECT MI-05-28-1031.

Whereas, the Local Public Agencies carrying out neighborhood facility projects are required by the Secretary of the Department of Housing and Urban Development to certify the existence of certain facts and to issue certain proclamers;

Now, Therefore, Be It Resolved by members of the Lansing City Council that the Public Service Director is hereby authorized to prepare, execute and submit the following Proclaimer Certificate to the Department of Housing and Urban Develop-

ment on behalf of the City of Lansing in accordance with the regulations, policies and requirements of the Secretary as shall be in effect from time to time:

The Public Service Director is authorized to prepare, execute and submit:

A Proclaimer Certificate relative to the establishment of fair market value for property to be acquired in Neighborhood Facility Project MI-05-28-1031.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing

Whereas, Michigan's existing Workmen's Compensation Law has been in the forefront of State Laws in the scope of coverage of employees, benefit levels and durations and in the cost of benefits to employers in the State; and

Whereas, the costs of the present Michigan Law are inflated unnecessarily and dangerously by adjudicated policies and interpretations which were not enacted by the legislature; and

Whereas, to enact the costly changes now before the Legislature in the form of SB 355 and HB 4399 without identifying and correcting causes of expense which constitute abuse of the law, or which do not serve its intended purposes; and

Whereas, the cost of the existing law, plus the cost of any of the important liberalizing amendments being proposed in SB 355 and HB 4399 will be a serious and wholly unnecessary obstacle to the recovery and subsequent growth of Michigan's economy; and

Whereas, the provisions of additional pending Legislation in the form of SB 1089 and HB 5596 are designed to increase coverage and benefit levels and duration at nominal additional cost with this additional cost being offset through the elimination of costly existing abuses and inequities under the present law; and

Now, Therefore, Be It Resolved by the City Council of the City of Lansing, that the Legislature of the State of Michigan reject the reforms to the existing Workmen's Compensation Law proposed in SB 355 and HB 4399 as being detrimental to the future growth of Michigan and its citizens, and

Be It Further Resolved, that the Legislature of the State of Michigan enact reforms to the existing law in accordance with SB 1089 and HB 5596, which will eliminate provisions and interpretations of the law which cause excessive and improper payments and at the same time will upgrade the benefit structure for those employees

legitimately entitled to Workmen's Compensation benefits.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

ROW-3-75

3662 Delta River Drive

Whereas Mr. John W. Murdock has requested to erect a split rail fence on the front perimeter of his property located at the intersection of Delta River Drive and Cranbrook Avenue; and

Whereas it has been determined that the fence does extend into public right-of-way; and

Whereas the Planning Department and Public Service Department have reviewed the request as it relates to traffic visibility and the public right-of-way; and

Whereas it has been determined that the type of fence and its location will not affect traffic visibility or present an undesirable appearance;

Now, Therefore, Be It Resolved that John Murdock be granted permission to erect the split rail fence proposed, at the location proposed; and it is further understood that the City of Lansing is not liable if for any reason the fence has to be removed.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

P-3-74B

Denali Park—Final Plat

Whereas the Final Plat of Denali Park Subdivision has been submitted for approval; and

Whereas the Planning Board, pursuant to Act 285, P.A. 1931, as amended, has approved and recommend that the City Council approve the Final Plat subject to the following conditions:

- 1) That a deed or abstract of title accompanied by an attorney's opinion as to the marketability of the land or a certificate of title insurance be submitted to the City Clerk prior to the signing of the

Plat and the affixing of the Municipal Seal.

- 2) That financial security be posted in the amount specified by the Public Service Department and the Department of Parks and Recreation.
- 3) That final clearance from the Board of Water and Light for the development be obtained; and

Whereas the Planning Committee of City Council and Public Service and Highways Committee of City Council have reviewed the report of the Planning Board and concur therein;

Now, Therefore, Be It Resolved that the Final Plat of Denali Park Subdivision is hereby approved subject to the conditions outlined above, and all conditions of previous approvals; and

Be It Further Resolved that the City Clerk is directed to transcribe the certificate of approval on the Final Plat of Denali Park Subdivision.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows:

\$26,646.00	from Genesee Center Parking Lot Acquisition A/C 249-936-337-971
\$26,646.00	to Gier Center Development A/C 249-936-436-976
\$24,000.00	from Cemetery Chapel—Evergreen A/C 249-936-541-975
8,100.00	from Sycamore Golf Starter House A/C 249-936-542-975
\$32,100.00	to Potter Park—Lion House Ventilation A/C 249-936-640-976
\$12,500.00	from Estimated Revenues A/C 590-000-000-160
\$12,500.00	to Collection Costs A/C 590-536-000-803

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

JOHN T. ANAS,
TERRY J. McKANE,
JAMES D. BLAIR,
WILLIAM A. BRENKE,
JACK D. GUNTHER,
Committee on Finance.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT I

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That it is hereby determined to be a public necessity to construct approximately 185 ft. of sanitary sewer to serve Lots 7, 8 and 9 of Pleasant Ridge Subdivision, known as 4415, 4419 and 4425 S. Pennsylvania Avenue, as petitioned for (See Petition No. S-4-75, 9/22/75 on file with the City Clerk); Signed by 100% of the benefited owners.

That the Department of Public Service be and hereby is directed to cause to be prepared so far as necessary, diagrams and plats of the whole of said district, and/or plans and specifications for such project, and is further directed to estimate in detail the cost of said project, and furnish said information to the Council.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT V

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That the supplementary special assessment roll for cutting and removing hazardous trees on private properties:

Assessment Roll No. 32-T

Location—

813 N. Jenison Avenue
325 N. Hayford Ave.
329 N. Hayford Ave.
611 S. Sycamore St.
410 Dunlap St.

as returned by the City Assessor be and the same is hereby ratified and confirmed, and that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to refund to all persons who have paid said tax as originally assessed the pro rata amount of difference as shown in said supplementary roll, and collect all unpaid tax as shown on said roll on or before January 13, 1976.

Adopted by the following vote:

Unanimously.

ZONINGS

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-40-75 — 4610 South Logan St.,

be re-zoned from "A" One Family Residence District to "F" Commercial District and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 3rd day of November, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-41-75 — 1440 South Pennsylvania Ave.,

be rezoned from "E-1" Drive-In Shop District to "F" Commercial District and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing be held at the Council Chamber in the City Hall on the 3rd day of November, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning

Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-43-75 — 524 E. Miller Rd.,

be re-zoned from "A" One Family Residence District to "F" Commercial District and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 3rd day of November, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-44-75 — N.W. corner of Cavanaugh Rd. and Aurelius Rd.,

be re-zoned from "A" One Family Residence District to "F" Commercial District and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 3rd day of November, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 18th day of August, 1975, this council was petitioned to change the following described property from "B" One Family Residence District to "G" Wholesale District all as

set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 13th day of October, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-37-75 — 1322 Whyte Street,

more particularly described as:

Lots 126-123 inclusive and Lots 170-177 inclusive and part of vacated Ohio Street, described as commencing on the southeast corner of Lot 127; thence north 231 feet; thence east 30 feet; thence south 66 feet; thence east 30 feet; thence south 165 feet; thence west 60 feet to beginning, except that part of Lots 175, 176, 177 lying west of the arc of the circle whose radius is $49\frac{1}{2}$ feet and whose center is $49\frac{1}{2}$ feet north of the southwest corner of Block 177, Franklin Heights Subdivision, City of Lansing, Ingham County, Michigan,

from "B-1" Family Residential District to "G-2" Wholesale District.

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised the City Council to deny the request as filed; and further, recommended that the property be rezoned from "B-1" Family Residential District to "D-M" Multiple Dwelling District; and

Whereas the Planning Committee of Council, to whom was referred the report of the Planning Board, did concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "B-1" Family Residential District to "G-2" Wholesale District be denied; and

Be It Further Resolved that the above described property be rezoned from "B-1" Family Residential District to "D-M" Multiple Dwelling District.

Be It Further Resolved that:

- 1) Access (ingress and egress) to the site shall be from Whyte Street only and that the access from Ohio Street shall be terminated, and
- 2) That a landscape, screening, fencing, and parking plan be submitted to, and approved by, the Planning Department prior to the issuance of any Building Permits; and

Be It Finally Resolved that this zoning is granted with the intent that the property will be used by the Kiwanis organization. In the event the use by Kiwanis should cease, it is the intent of the City Council

that this property revert to the original B-1 Residential classification.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

That the action taken on Monday, October 5, 1975, page 857, in regard to rezoning petition Z-21-75—3900 block North Grand River Avenue be reconsidered.

Adopted by the following vote:

Yeas: Councilmen Anas, Blair, Brenke, Ferguson, Gunther, May, McKane—7.

Nays: Councilman Belen—1.

By Councilman Gunther—

That the following resolution be substituted.

Adopted by the following vote:

Yeas: Councilmen Anas, Blair, Brenke, Ferguson, Gunther, May, McKane—7.

Nays: Councilman Belen—1.

By Councilman Gunther—

Whereas, by petition duly filed on the 27th day of May, 1975, this council was petitioned to change the following described property from "A" One Family Residence District to "D-1" Professional Office District all as set forth in the Zoning Code of this City, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 28th day of July, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-21-75 — 3900 block North Grand River Avenue,

more particularly described as:

Lot 37, and the westerly 26.4 feet of Lot 38, Delta Grand Subdivision No. 1, City of Lansing, Ingham County, Michigan, Parcel No. 3301-06-276-171.

from "A-1" Family Residential District to "D-1" Professional Office District.

Whereas the Lansing City Council, at their meeting of October 5, 1975, had before them the consideration to rezone this property from "A-1" Family Residential District to "D-1" Professional Office District

and following the report from the Planning Committee, also voted on this request brought out a four to four (4-4) vote, which is not enough votes to approve the change, leaving its final status as a denial; and

Whereas the Planning Committee of Council was given further review to this change and recommends to Council that the property be rezoned to "C-2" Family Residential District, which the Committee believes would allow reasonable use of the land and promote residential development compatible with development in the vicinity;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "A-1" Family Residential District to "D-1" Professional Office District be denied; and

Be It Further Resolved that the above described property be rezoned from "A-1" Family Residential District to "C-2" Family Residential District.

Adopted by the following vote:

Yeas: Councilmen Anas, Blair, Brenke, Ferguson, Gunther, May, McKane—7.

Nays: Councilman Belen—1.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$8,078,141.09.

Signed:

JOHN T. ANAS,
TERRY J. McKANE,
JAMES D. BLAIR,
WILLIAM A. BRENKE,
JACK D. GUNTHER,
Committee on Finance.

Adopted by the following vote:

Unanimously.

INTRODUCTION OF ORDINANCE(S)

The following ordinance(s) of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by:

Adding a New Chapter to be numbered 9D and by adding Section numbered 9D-1 through 9-9 inclusive of said code (concerning responsibility of owners or agents for rental property).

was introduced by Councilman May, read a first and second time by its title(s), and referred to the Committee on Ordinance and Contracts and City Attorney

INTRODUCTION OF ORDINANCE(S)

The following ordinance(s) of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by:

Adding a New Section to be number 36-1 (50) and by adding a New Article to Chapter 36 to be numbered Article IX and by adding section numbered 36-90 to 36-95 inclusive, providing for the regulation of fences, walls, hedges and similar structures.

was introduced by Councilman Blair, read a first and second time by its title(s) and referred to the Committee on Ordinance and Contracts and Planning Board.

By Councilman Gunther—Blair—

Resolved by the City Council of the City of Lansing:

That the rule prescribed in Sec. 5.5 (g) of the Charter relative to considering business not on the agenda, be waived.

Carried.

Letter from Rudolf Stober of Stober's Cocktails, 812 E. Michigan Avenue, asking to withdraw his request to transfer his 1975 Class "C" license with Dance-Entertainment Permit from 812 E. Michigan Avenue to 419-423 E. Michigan Avenue.

By Councilman Belen—

That the Committee Report adopted by the Committee on Ordinance and Contracts on September 8, 1975, page 758, relative to transfer of location of Rudolf Stober for transfer of location of 1975 Class "C" license with Dance-Entertainment Permit from 812 E. Michigan Ave. to 419-423 E. Michigan Ave. be rescinded.

Adopted by the following vote:

Unanimously.

By Councilman Belen—

That the City Clerk notify the Michigan Liquor Control Commission of this action.

Carried.

October 9, 1975

Jack D. Gunther, Mayor Pro-Tem
and Members of the City Council
10th Floor, City Hall
Lansing, Michigan 48933

Dear Mayor Pro-Tem Gunther and
City Council Members:

Reference is made to Section 2A-5 (Plan and Program Development Policy), Article 2 (Policy Making Functions), Chapter 2A of the Code of Ordinances of the City of Lansing, State of Michigan which states in part, "The Mayor may recommend, not less than two weeks prior to the City Council's direction to the Planning Board to develop programs for Community Development, such programs as he believes are necessary or beneficial to the City."

Reference is also made to Fiscal Year 1977 Community Planning and Budget Process Schedule approved by Council requiring that specific activities be completed by specified target dates.

The first step in the process was to place an advertisement in the State Journal requesting that all citizen participation organizations and all other such individuals and organizations as may desire, submit their statement on perceived needs to the City Council. This ad was also placed in the Spanish newspaper El Renacimiento, Incorporated. Both ads were published on September 22, 1975. No response was received by this office.

In accordance with the schedule, the next step indicates that the Mayor may submit program recommendations to the City Council before it requests the Planning Department to begin preparing its annual program recommendation. Considering the possible adjustment in priorities that the City Council is now considering in respect to the FY 76 Community Development Program Plan, I have decided that it would be inappropriate for me to submit any recommendations to the City Council in respect to the FY 77 Program without complete knowledge of what is projected for FY 76.

You are reminded that the next step in the process requires that by October 20, 1975, the City Council should direct the Planning Board to prepare program recommendations, in conjunction with concerned City Departments, to meet the statement of needs as articulated by the City Council.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole,
Housing and Redevelopment Department,
Human Resources Department, Planning
Department and Executive Asst. of Community Development.

By Committee on Parks and Recreation—

Resolved by the City Council of the City of Lansing:

Whereas, the City Council has approved the construction of a Community Recreation Center at Gier Park, and

Whereas, the City has received bids for blacktop paving of the parking areas at the Gier Center, and

Whereas, the Purchasing Director and Director of Parks and Recreation have recommended acceptance of the bid by Rieth-Riley Construction Company for base bid in the amount of \$5,260.00 Item No. 1 at \$6,520.80, Item No. 2 at \$1,533.60, and Item No. 3 at \$7,943.00 for a total of \$21,257.40, now

Therefore Be It Resolved, that the City Council approve this recommendation accepting the low bid of Rieth-Riley Construction Company, and

Be It Further Resolved, that on approval of contract as to form by the City Attorney, that the Mayor and City Clerk be authorized to sign on behalf of the City.

Adopted by the following vote:

Unanimously.

Councilman Anas spoke relative to receiving calls of persons posting advertising on Right-of-Ways, utility poles and trees. There is an ordinance against this.

Councilman May called to the public attention the North Lansing Fun-Fest being held in North Lansing this coming Saturday, October 18, 1975. All invited. Mr. Winkler, President of North Lansing Association also spoke and extended an invitation to everyone.

Council adjourned at 8:40 P.M.

THEO FULTON,
City Clerk.

Lansing, Michigan

October 13, 1975

F/R-M

CITY CLERK'S OFFICE
Room 921, City Hall
Lansing, Michigan 48933

BULK RATE
U. S. POSTAGE
PAID
Permit No. 1461
Lansing, Michigan

Address Correction Requested

887

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, October 20, 1975

CITY COUNCIL ROOMS

Lansing, Michigan,

October 20, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Anas, Belen, Blair, Brenke, Ferguson, Gunther, May, McKane—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Belen.

Pledge of Allegiance was given by Cesar Hinajosa.

The record of the previous session was approved as printed.

Mr. Mitchell and Scout Troop from Fairview School were introduced.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

AUCTIONEER—Diane Frances Castelee, Fred L. Dixon, Joe B. Skeen & Co., Inc.

CHARITABLE SOLICITATION PERMIT—Capital Area United Way, Inc.

SECOND HAND DEALER—Roger T. Wilcox.

PUBLIC DRIVER—Harry T. Casady, Jr.

Referred to Committee on Ordinance and Contracts.

Card of appreciation from family of Louise Gleason.

Received and placed on file.

Summons filed in District Court by Leslie and James Edlund vs. City of Lansing in

regard to injuries sustained due to fall on sidewalk.

Referred to City Attorney and Public Service Department.

Petitions filed for rezoning:

Z-52-75—

Lot No. 2 of Addmore Park Subdivision, City of Lansing, Ingham County, Michigan, from "DM" Multiple Family Dwelling District to "D" Professional Office District—(2339 S. Cedar Street).

Z-53-75—

Lots 4, 5, 6 and 7, Supervisor's Plat of Community Homesites, City of Lansing, Ingham County, Michigan, from "J" Parking District to "F" Commercial District—(3007 N. East Street).

Z-54-75—

Lots 21, 22, 23 of Pleasant Ridge Subd., City of Lansing, Ingham County, Michigan, from "A" One Family Residence District to "D-1" Professional Office District—(4719 and 4729 S. Pennsylvania Avenue).

Referred to Planning Board.

Request for Special Use Permit SUP-14-75—1033 Lenore Street (to be used as a Nursing Home).

Referred to Planning Board.

Notice from Michigan Liquor Control Commission of application from Donald J. DeLoof for a new full year tavern license to be located at 801 S. Holmes Street.

Referred to Committee on Ordinance and Contracts.

Capital Region Airport Authority submits Annual Report of the Capital Region Airport Authority.

Received and placed on file.

Letter from Mrs. Robert E. Dishman relative sewer assessment.

Referred to Special Assessment Relief Committee.

Letter sent from State of Michigan—Department of Agriculture in regard to proposed improvements to the Remy Chandler Drain and its tributaries.

Referred to Public Service Director.

Letter sent to Department of Public Works by Bureau of Water Management relative unauthorized filling—Dodge River Drive and Grand River.

Received and placed on file with copy to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on ORDINANCE AND CONTRACTS approves the following applications and bonds for licenses:

AUCTIONEER—Diane Frances Castele, Fred L. Dixon, Joe B. Skeen & Co., Inc.

CHARITABLE SOLICITATION PERMIT—Capital Area United Way, Inc.

SECOND HAND DEALER—Roger T. Wilcox.

PUBLIC DRIVER—Harry T. Casaday, Jr.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

Director of Finance submits City of Lansing Municipal Parking System Annual Financial Statement of June 30, 1975.

Received and placed on file.

October 8, 1975

Honorable Mayor and Members

of the Lansing City Council

Lansing, Michigan

Re: Claim of Ken Brauer for damage to motorcycle when it hit hole on Sheridan Road

Dear Mayor and Council:

Your City Attorney, to whom was referred the above claim, has made an in-

vestigation thereof and, on that basis, recommends that the claim be denied.

It appears that some work was being done on Sheridan Road, were Mr. Brauer was riding his motorcycle, by contractors, Westly Brothers, who were hired by the Ingham County Drain Commissioner. It is recommended that Mr. Brauer refer his claim to Mr. Sode and Westly Brothers.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Belen—

That we concur in te recommendation of the City Attorney.

Carried.

October 14, 1975

Honorable Mayor and Members

of the Lansing City Council

Lansing, Michigan

Re: Claim of Thomas H. Vandeboss for damage done to car when it hit manhole cover

Dear Mayor and Council:

Your City Attorney, to whom was referred the above claim, has made an investigation thereof, and is of the opinion that the City is not liable from a legal point of view. There appears to be a lack of evidence of negligence on the part of the City.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman May—

That we concur in the recommendation of the City Attorney.

Carried.

October 16, 1975

Honorable Mayor and Members

of the Lansing City Council

Re: Limitation on Uses of Executive Session

Dear Mayor and Council:

Councilman Gunther, by letter dated August 4, 1975 has enquired as to whether the City Council may hold executive sessions to discuss the appointment of citizens to city boards. The limitations on the use of executive sessions by the City Council

and our administrative boards has never been fully addressed by a City Attorney and has been the subject of frequent controversy. For that reason I am taking this opportunity to communicate to you my opinion on the limited purposes for which executive sessions may be utilized by the City Council and administrative boards.

The Michigan legislature has repeatedly enlarged the right of citizens to know upon which considerations municipal governmental action is based. See 1909 PA 279 (MCLA 117.3; MSA 5.2073) and 1968 PA 261 (MCLA 15.251; MSA 4.1800(1)). The authorities are in general accord that the public has no common law right to attend meetings of governmental bodies, and apparently no state, including Michigan has a constitutional requirement of open meetings applicable to any governmental body other than the legislature. Note, Open Meeting Statutes 75, Harv La Rev 1199, 1203. Accord, Municipal Corporations, 56 AM Jur 2d, §161. Therefore any right that the public has to attend meetings must be premised upon statute or ordinance. Am Jur, supra.

1909 PA 279, §3(1) provides that "all sessions of the legislative body and all records of the municipality shall be public." This provision relates only to home rule cities and has no application to other governmental units. And, by its terms has no application to city administrative boards. At first blush the statute would appear to be all encompassing and prohibit any form of executive sessions for legislative bodies. However, while this statute has never been interpreted by the courts of our state similar statutes have been interpreted elsewhere to be of limited effect. In *Adler v City Council of Culver City*, (1960 184 Cal App 2d 763, 7 Cal Rptr 805 the Court of Appeals for California held that a statute identical to Michigan's was directed only at formal meetings of the City Council or one of its subordinate agencies. Perhaps the recognition of this type of problem led to the later Michigan statute which provides that, that part of any meeting of a board or council which has for its purpose the performance of an essential governmental function "... during which it votes upon any ordinance, resolution, motion or other official action proposed to the board dealing with the receipt, borrowing or disbursement of funds or the acquisition, use or disposal of services or of any supplies, materials equipment or other property or the fixing of personal or property rights, privileges, immunities, duties or obligations of any person or group of persons ..." shall be open to the public. 1968 PA 261. While the act recognizes the necessity for executive sessions it requires that all official actions be taken at public meetings.

It has been said of this type of statute that:

"In leaving public officials with broad discretion to decide when their deliberations shall be kept secret, the statutes give salutatory recognition to the un-

desirability of precluding officials from ever meeting privately to gather information or carry on preliminary consultations. But they fail to insure the public an open meeting in which the officials conduct full discussions of the issues, resolve any differences and come to a conclusion."

Note, Open Meeting Statutes, 75 Harv La Rev, 1199.

In an attempt to insure that all meetings of the Flint City Council were open to the public, the Flint Journal sued the Flint City Commission in the case of *Boissonneault v Flint City Council*, 392 Mich 685; 221 NW2d 393 (1974) 43 Mich App 767; 204 NW2d 683 (1973). The Court of Appeals for the State of Michigan agreed with the contention of the Journal that the older Home Rule Act, 1909 PA 279 Michigan act was applicable to the Flint City Council and not the 1968 PA 261. That Court then proceeded to rule that all meetings of the City Council had to be open including those where no votes were taken and where the Council only discussed resolutions, motions or other official actions. However, on appeal to the State Supreme Court, the matter was remanded to the Circuit Court for a determination of what "really occurred in these gatherings" of the City Council. The Court said that any number of possibilities come into focus, and it was necessary for the Court to have actual facts before it to determine whether or not such sessions should be public. The Court enumerated some of the possibilities as follows:

"1. A firm decision could have been made with only the formalities of a vote remaining.

2. Vague theories could have been tested upon colleagues.

3. A preliminary discussion could have taken place regarding a subject which may or may not ever come to a vote.

4. Legal advice may have been sought from the city attorney.

5. Labor negotiations then taking place may have been the subject.

6. A rumor involving the reputation of an employee could have been discussed.

7. A possible need for land could have been discussed, the knowledge of which might greatly increase the cost to the taxpayers if the probability blossomed into reality."

On the remand, the Court approved a stipulation entered into by the parties which provides for executive sessions under the following limited circumstances:

"The City Council for the City of Flint, or any members thereof, are restrained from meeting in private for the purpose of making a decision or conducting discussions or deliberations which

might lead to a decision involving the city government except for the following purposes:

1. To consider the employment and appointment, dismissal, suspension or disciplining of any one of the four appointed officials who serve at the pleasure of the Council;

2. To consider the appointment or removal of citizens to City Boards and Commissions, provided however, if a decision is reached to remove such an official said official shall have a right upon request to have a public hearing;

3. To discuss strategy sessions and interim reports with respect to collective bargaining or potential or pending litigation;

4. To consider preliminary negotiations involving the purchase or sale of property, both real and personal, but not involving services or the acquisition thereof, except as provided hereinabove;

5. To consider records which are specifically exempt by law from public inspection;

6. To consider severe threats or riot or insurrection public knowledge of which, in the opinion of the City Council, would be detrimental to efforts to meet or lessen the threat."

It is apparent that the Supreme Court of the State of Michigan recognizes that executive sessions are necessary for certain purposes. It is not clear whether the Supreme Court would apply the Home Rule Act and limit it as the California Court of Appeals did in the *Adler* decision, *supra*, or whether the Supreme Court would apply the 1968 Act and limit the effect of that Act to certain "sensitive areas." However, without a doubt the Court does recognize the need for executive sessions since the Order which it approved affected not only the rights of the Journal and of the City government of Flint, but the rights of all the citizens of the City of Flint to have access to the decision making process of their government.

The Order in the *Boissonneault* case presents a realistic and workable interpretation of either of the statutes. It provides a certainty of definition which is desirable for all citizens involved. It allows the council to meet without fear of reproach on sensitive matters and it ensures that the people will not be excluded from the vast majority of decisions. It is therefore my opinion that the Council may hold executive sessions to consider matters which fall within the six enumerated paragraphs set forth in the *Boissonneault* case and it is my recommendation that the Council amend their rules of procedure to so provide. The rules should provide for the calling of an executive session by the Mayor, Mayor Pro-Tem or any two councilmen in writing. The rule should also provide that after the meeting has been convened it

may be adjourned or opened to the public upon a vote of five councilmen. Needless to say where a decision has been reached at an executive session, and the implementation of that decision requires a vote upon a motion, resolution or ordinance, that vote must be taken at a public meeting open to all citizens. I believe the same standard is applicable to our administrative boards.

The answer to Mayor Pro-Tem Gunther's precise question as to whether the Council may consider citizen board appointments in executive session is yes.

Respectfully submitted,

PETER HOUK,
City Attorney.

Received and placed on file.

October 13, 1975

Councilman Roger May, Chairman

Buildings and Properties Committee

Lansing City Council

Dear Councilman May:

The Lansing Police Department again desires to hold its annual Children's Christmas Party given for families of our police officers.

In this connection we are respectfully requesting use of City Hall Lobby for the evening of Friday, December 12, 1975, from approximately 6:00 P.M. until 10:00 P.M., at which time we should have all clean-up work completed.

Any consideration your committee may give our request will be greatly appreciated.

Respectfully yours,

RONALD MIDDLEDAUGH,
Chairman.

Referred to Committee on Buildings and Properties.

REPORT OF COMMITTEE

The Committee on BUILDINGS AND PROPERTIES, to whom was referred the request of the Lansing Police Department for permission to use the City Hall Lobby for their annual Children's Christmas Party on Friday, December 12, 1975, from 6 p.m. to 10 p.m., reports as follows:

The Committee recommends permission be granted.

Signed:

ROGER T. MAY,
JOHN T. ANAS,
TERRY J. MCKANE,
WILLIAM A. BRENKE,
JACK D. GUNTHER,
Committee on Buildings and
Properties.

By Councilman May—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

October 13, 1975

Councilman Joel Ferguson

Chairman

City Affairs Committee

Lansing City Council

Dear Councilman Ferguson:

Attached is an application for the Veteran's Day Parade, scheduled for 8:00 P.M. on Tuesday, November 11, 1975, which has been approved by all necessary departments.

Our Traffic Bureau estimates this will necessitate the use of one sergeant, 14 police officers and 15 vehicles for two hours for a total cost of \$445.90.

We have no objections to this parade, and are forwarding it to your committee for final action.

Respectfully yours,

THOMAS W. O'TOOLE,
Chief of Police.

Referred to Committee on City Affairs.

REPORT OF COMMITTEE

The Committee on CITY AFFAIRS, to whom was referred the request of the Veterans' Parade Committee for permission to parade starting at 8 p.m., on November 11, 1975, reports as follows:

The Committee recommends permission be granted, the application having received the approval of the necessary department heads, and the Committee recommends further that the parade be under supervision of the Lansing Police Department.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

October 16, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen :

Attached is Change Order No. 5, submitted by Clark Construction Company, Inc., on the Wastewater Treatment Plant Additions, Contract 72-S-2(R), EPA No. C262041, increasing the amount of the contract by \$34,130.78, due to the enlargement of the lab area.

I would recommend approval of this Change Order No. 5.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service
and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred Change Order No. 5, submitted by Clark Construction Co., Inc., on the Wastewater Treatment Plant Additions, Contract 72-S-2 (R), increasing the amount of the contract by \$34,130.78, due to the enlargement of the lab area, reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JAMES D. BLAIR,
JACK D. GUNTHER,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

October 16, 1975

Honorable Mayor Gerald W. Graves,

Mayor Pro-Tem Jack D. Gunther, and

Members of the Lansing City Council

Lansing City Hall

Lansing, Michigan 48933

Dear Mayor Graves, Mayor Pro-Tem
Gunther, and Council Members:

I hereby certify that the Donated Fund Agreement between the Department of Social Services and the City of Lansing, for Housing Assistance Foundation's Community Resources Center, has been properly submitted to you in conformance with Section 2A-11 of the Community Development Ordinance.

The Donated Fund Agreement does meet with the requirements set forth for certification pursuant to the above sighted section.

Respectfully,

ORRIN E. SHARP,
Executive Assistant to the
Mayor for Community
Development.

Referred to Committee on Housing and
Human Resources.

October 17, 1975

Honorable Mayor and

Members of City Council

Gentlemen :

The Lansing Park Board in their review of uses and establishment of policies for operation of the Gier Park Community Center has given considerable study to appropriate charges for usage.

It is the intent of the Board to authorize use of the Center based on the character of the programs offered, and not on any groups' ability to pay for rental of the Center.

It is the Park Board's recommendation to City Council that the department's fee schedule be amended to allow the collection of a fee based on actual custodial charges, and this fee be assessed to any agency which charges an admission or collects a donation as part of that program. It is the department's intent not to charge groups which do not require custodial or supervisory service beyond that provided in normal hours of operation. Programs offered at Gier will basically be recreational, or community service programs as approved by the Park Board.

As we are in the late stages of preparing our Gier schedule I would appreciate your prompt consideration of this matter, and your authorization to proceed with the collection of fees as appropriate.

Sincerely,

THEODORE J. HASKELL,
Director of Parks and
Recreation.

Referred to Committee on Parks and
Recreation.

October 17, 1975

Honorable Mayor and
Members of City Council

Gentlemen:

In the last several years the Department of Parks and Recreation has had an increase in the number of adult teams entering the various city Athletic League Programs. In this same period of time the appropriations for Program Operating Supplies have not been increased to reflect that level of growth. A vivid example is the men's slow-pitch softball program has grown from 114 teams to 240 teams in just four years, while the supplies budget for that program shows no additional appropriations in that same period.

As part of the league program we have provided trophies to members of teams that win league championships. As we have increased our participation we have had to increase the number of leagues, thus requiring the purchase of additional trophies, etc.

Further complicating the problem are the ever increasing costs of items purchased from the Operating Supply accounts. In spite of large orders, and our selection of minimal quality trophies the inflation on these items have doubled in one calendar year. Alternatives to provide trophies were tried in 1973 and 1974, but did not prove to be less expensive and were unpopular among adult participants.

As a partial solution to the problem of increased participation and inflated operating costs the Park Board has recommended that we establish an additional \$10.00 fee to our League Entry in adult sports. This additional fee would be used to provide team and individual awards purchased from a special account for this purpose.

Unless we are allowed to generate additional revenue to cover the cost of the trophies we will be forced to request from Council an additional appropriation, or elimination of individual and some team awards in the sports program.

I'll be glad to discuss this matter and the various alternatives with you at your convenience.

Respectfully submitted,

THEODORE J. HASKELL,
Director of Parks and
Recreation.

Referred to Committee on Parks and Recreation.

October 15, 1975

Honorable Mayor
and City Council
City Hall
Lansing, Michigan

Subject: B-75-432 Traffic Sign Shop
Renovations

Gentlemen:

One bid for construction of the Traffic Sign Shop renovations was opened at 3:00 P.M., E.D.T. on Tuesday, October 14, 1975.

We recommend that the bid submitted by the Charles Featherly Construction Company be rejected because it has exceeded the amount budgeted for this project. The renovations will be rebid at a later date.

Respectfully submitted,

VAUGHAN L. MCKINCH,
Purchasing Director,

RAYMOND O. SEVERY,
Traffic Engineer.

Referred to Committee on Buildings and Properties.

REPORT OF COMMITTEE

The Committee on BUILDING AND PROPERTIES, to whom was referred the recommendation of the Purchasing Director and the Traffic Engineer that the one bid received from Charles Featherly Construction Company for construction of the Traffic Sign Shops renovations be rejected, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Traffic Engineer.

Signed:

ROGER T. MAY,
JOHN T. ANAS,
TERRY J. MCKANE,
WILLIAM A. BRENKE,
JACK D. GUNTHER,
Committee on Buildings and
Properties.

By Councilman May

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

October 9, 1975

Z-39-75

700-800 blocks Armstrong Road

Honorable Mayor and Members
of City Council:

The Planning Board, at their meeting of October 7, 1975, recommended that the petition by Lee LeGrand to rezone property in the 700 and 800 blocks of Armstrong Road from "C-2" Family Residential District to

"D-M" Multiple Dwelling District be denied.

The Planning Board believes that the requested change would promote development that would be out of character with the area; and more important, would promote overdevelopment of parcels of land that were originally subdivided for lower density residential development.

The Board further recognized the access problems into this parcel which only has 120 feet of frontage on Joshua Street, and were further concerned about the amount of traffic that could be generated from more intense development into the lower residential areas along Armstrong Road.

There was no one present at the October 7, 1975 Board meeting in opposition to this request. This recommendation is made by unanimous vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

October 15, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall
Lansing, Michigan

Re: Appointment to Areawide Planning
Advisory Committee (APAC)

Dear Mayor Pro-Tem and
Council Members:

This is to advise you that we have recently received a communication from the Tri-County Regional Planning Commission requesting that a member and an alternate of our governmental unit be appointed to sit on the recently established Areawide Planning Advisory Committee (APAC).

The function of APAC will be to review technical and management alternatives and make recommendations to the Tri-County Regional Planning Commission regarding the Areawide Waste Treatment Management Program.

Please be further advised that this action on your part is necessitated as a result of a planning grant that was recently awarded to this region by the U.S. Environmental Protection Agency. The basic rationale of the program is that this region through a locally controlled planning agency, can devise the most cost-effective means for controlling pollution by planning and managing for municipal and industrial wastewater, residual waste storm and combined sewer runoff, nonpoint sources of pollution and land use as it relates to water quality.

Upon receiving the names of your designees, my office will advise the Tri-County Regional Planning Commission accordingly.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

October 13, 1975

Mayor Pro-Tem and Members of the
Lansing City Council
Tenth Floor—City Hall
Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

Inasmuch as we will soon be starting budget consideration for the 1976-77 fiscal year, I thought you would be interested in a copy of the attached letter we recently received from The State Journal announcing an 8½% increase in our per column inch rate as of November 8, 1975.

This is the second such increase we have experienced from this organization over the past two years.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

October 17, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall
Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

In a communication to you, dated September 7, 1975 (see attached), I addressed the complaints surrounding the operation of Bzurpy's, quoted sections of the Code of the City of Lansing, and of State law, and further advised that a Public Hearing should be held to determine future action on the matter. In a communication to you, and dated September 18, 1975, Peter Houk, City Attorney, and Richard Gleason, Assistant Chief of Police, recommended that such a Public Hearing be held to determine whether the cabaret license and the liquor license should be revoked for certain reasons.

The Hearing in question was held in the evening of October 16, in the City Council

Chambers on the 10th floor of City Hall. Several witnesses testified under oath, as to excessive noise, the disturbing of sleep, urination in public, alcoholic beverage containers being thrown around and a fear within the area. Based on the testimony, I am of the opinion that the City Code was violated, as was State law. Therefore, I recommend:

—That you adopt a formal resolution, incorporating some of the testimony and excerpts from the Code of the City of Lansing and address that resolution to the Michigan Liquor Control Commission recommending the revocation of the license held by Bzurpy's; and

—That you simultaneously adopt another formal resolution opposing the renewal of that license to the operator in question should the Liquor Control Commission not abide by the request to revoke.

In the past, the Michigan Liquor Control Commission has not revoked too many licenses. Therefore, the second resolution mentioned above, can be considered a "safety valve" to assure that the present operator will not continue in business.

In addition to the testimony presented to you on the evening of October 15, please be advised that the City Treasurer found it necessary to seize and sell certain properties of Bzurpy's to satisfy delinquent taxes and a Jeopardy Assessment Tax Affidavit. I am also advised that certain creditors moved to seize a substantial amount of personal property to satisfy their own claims.

The possession of a Liquor license and cabaret license is a privilege—not a right. The majority of licensees in our area act within the law and are good operators. I am of the opinion that Bzurpy's did not fit into this category.

Trusting my request meets your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

October 16, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

Attached is a copy of a communication from the Lansing Regional Chamber of Commerce, dated October 10, 1975, which:

—Advises of that organization's **opposition** to the purchase of the Topps' Building;

—Which states the reasons for the **opposition** by that organization;

—Requests that you **reconsider** your previous decision on the Topps' question and **vote against the purchase**.

This is the second major organization to express its opposition to your past decision, the other being the Senior Citizen Chapter of the UAW, Local 652.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

**THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON ANY OF THE
FOLLOWING RESOLUTIONS. YOU MAY
SPEAK ONLY FOR 3-MINUTES ON ANY
ONE RESOLUTION.**

No persons spoke.

RESOLUTIONS

By Committee on Housing and Redevelopment, and Human Resources—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has, pursuant to the Urban Renewal Plan and Development Plan for Urban Renewal Project No. 1, Mich. R-87, solicited a proposal for redevelopment of Parcel 5C and a portion of Parcel 5C2, legally described as:

The North 120 feet of the East 180 feet of Block 83, Original Plat, City of Lansing, Ingham County, Michigan.

Whereas, the City of Lansing has received a proposal from Build Group One, a registered Michigan co-partnership, in accordance with the Urban Renewal Plan, Development Plan, and approved disposition program, on the basis of negotiation without competition, and

Whereas, subject to a public hearing, the Lansing City Council will consider adopting a resolution authorizing and directing the Mayor and City Clerk to execute a "Contract for Sale of Land for Private Redevelopment by and between Build Group One and the City of Lansing, Michigan" on behalf of the City of Lansing.

Now, Therefore Be It Resolved by the City Council of the City of Lansing that a Public Hearing be held on Monday, November 3, 1975, at 7:30 p.m. in the Council Chambers, 10th Floor, Lansing

City Hall, on this proposed sale of land in Urban Renewal Project No. 1, Mich. R-87, and

B It Further Resolved that notice of this public hearing be published in the Lansing State Journal.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the Housing and Community Development Act of 1974 requires that the City of Lansing provide assurances to the U.S. Department of Housing and Urban Development that adequate citizen participation is being undertaken locally in the preparation and execution of the Community Development Program; and

Whereas, on March 17, 1975 (C.P. p. 195) the Mayor and City Council of the City of Lansing resolved to concur in the use of Michigan Act 344 PA, 1945, as amended, as the appropriate statute to govern the establishment of citizen participation; and

Whereas, said law stipulates that "No District Area shall be designated unless the local legislative body shall first hold a public hearing thereon," and that the method of selection of the Citizens' District Council, and any appointments to the Citizens' District Council by the Chief Executive Officer, shall be determined with the approval of the local legislative body after a public hearing has been held; and

Whereas, on March 17, 1975 (C.P. p. 195) the City of Lansing resolved "to formulate a policy position for presentation to citizens at the public hearings required by this law" (Michigan Act 344 PA, 1945, as amended) "to formulate Citizens' District Councils";

Members	Areas
6	Elected from the Development Area
2	Appointed from the Development Area
4	Elected from the peripheral of the Development Area
3	Appointed from the peripheral of the Development Area

Whereas, on September 15, 1975, the City of Lansing resolved that the geographic boundaries of the Citizens' District Council No. 1 depicted graphically by attachment A (map of proposed Citizens' District Council No. 1) and described legally by attachments B (District Area No. 1) and C (Development Area No. 1) be adopted as the proposed geographic boundaries of Citizens' District Council No. 1; and

Whereas, a public hearing was held at 7:30 p.m., October 14, 1975, in the cafeteria of Sexton High School, regarding the proposed method of selection of the representatives to Citizens' District Council No. 1, and regarding the proposed Development Area and District Area boundaries of Citizens' District Council No. 1;

now, therefore, be it

Resolved that Citizens' District Council No. 1 consist of fifteen (15) members and that the representation be a combination of elected and appointed members as follows:

Members	Areas
6	Elected from the Development Area No. 1
2	Appointed from the Development Area No. 1
4	Elected from the peripheral of Development Area No. 1
3	Appointed from the peripheral of Development Area No. 1

and be it further

Resolved that the geographic boundaries of the Citizens' District Council No. 1 depicted graphically by attachment A (map of proposed Citizens' District Council No. 1) and described legally by attachments B (District Area No. 1) and C (Development Area No. 1) be adopted as the geographic boundaries of Citizens' District Council No. 1; and be it finally

Resolved that the election of representatives to Citizens' District Council No. 1 will take place on Monday, November 17, 1975, at Humpty Dumpty Nursery, 1321 West Kalamazoo St., between the hours of 9:00 a.m. and 8:00 p.m.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

Whereas, Layton and Richardson, certified public accountants, during their current audit of the Model Cities Health Clinic have determined that sixteen thousand eight hundred thirty-five and 91/100 dollars (\$16,835.91) of third party payments have never been formally contracted and transferred to the Ingham County Health Department for the expansion and extension of its Health Care Services Program funded through the Model Cities Program; and

Whereas, in July, 1973, Seidman and Seidman, certified public accountants, determined that these third party payments constitute a reimbursement of CDA costs; and according to HUD Letter No. 8, Part

II, Chapter 4, Section 12(g), such a rebate would be payable to the City of Lansing; and

Whereas, in November, 1973, Ms. Pat Jamison of the Detroit Area Office of the Department of Housing and Urban Development, indicated in a letter dated November 14, 1973 that third party payments did not have to be refunded to the City of Lansing (CDA) by contractual agencies if their contract specified how these funds were to be used; and

Whereas, it has never been the intention of the City of Lansing to recover third party payments from agencies generating funds, if these monies were used to either extend or expand their operations; and

Whereas, it has become necessary for the City Council to ratify this expenditure under a specific contract expiring on July 31, 1973, and entered into on February 26, 1973; and

Whereas, all contracts entered into by these parties subsequent to July 31, 1973 have contained a specified clause allowing for the retention of third party payments under Section D—Compensation Under Current Contract; and

Now, Therefore Be It Resolved, that the City Council does hereby approve the use of the sixteen thousand eight hundred thirty-five and 91/100 dollars (\$16,835.91) received through third party payments as additional funds for the expansion and extension of the Health Care Services Program by the Ingham County Health Department.

Adopted by the following vote:

Unanimously.

By Committee on Public Safety—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing Fire Board directed its Emergency Medical Services Committee to investigate and update the Emergency Ambulance Vehicle Service for the City of Lansing; and

Whereas, the Emergency Medical Services Committee did request and receive input from Emergency Medical Director, Eugene Nakfoor, St. Lawrence Hospital; John Wiegstein, Ingham Medical Hospital; Matthies Evans, Sparrow Hospital; and Jerry Chandler, Lansing General Hospital; and

Whereas, a Paramedic Mobile Unit was the selection by these individuals; and

Whereas, the Paramedic Mobile Unit is essential as a "Heart Mobile" unit and provides the necessary life saving equipment as required for the foreseeable future; and

Whereas, the Capital Improvement Budget provides \$25,000 and Lend-A-Hand (The State Journal) has donated \$17,000, the Robert Wood Johnson Foundation through Tri-County Emergency Medical Services Council is contributing communicating equipment to a value of \$7,000;

Now, Therefore, Be It Resolved that the City Council approves the purchase of this "Heart Mobile" and directs the City Purchasing Director to acquire this unit according to the proper purchasing procedure.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the Fiscal Year 1977 Community Development Planning and Budget Process requires citizen and city input; and

Whereas, the schedule calls for the transmittal of perceived needs to the City Council from citizen participation organizations, individuals, and the Planning Board; and

Whereas, the Mayor may submit his recommendations to the City Council;

Now, Therefore, Be It Resolved the City Council directs the Planning Board as directed in Chapter 2A of the Code of Ordinances to prepare program recommendations, in conjunction with the concerned City departments, to meet the statement of needs as articulated by the City Council, and

Be It Further Resolved that the City Council submits the recommendations of the Planning Board and recommends the preparation of the Fiscal Year 1977 Community Development Planning Budget Process be prepared as to their statement of needs which is attached, as previously proposed by the Technical Committee.

Adopted by the following vote:

Unanimously.

By Committee on Housing and Human Resources—

Resolved by the City Council of the City of Lansing:

Whereas, pursuant to Title 45, Chapter II, Code of Federal Regulations, Section 222 provides that the single state administrative agency may provide social services directly or through contract with other public or private agencies for clients eligible for services as authorized by Titles IV and XX of the Social Security Act, and in accord

with policies established by the Michigan Department of Social Services; and

Whereas, the Department of Social Services is the authorized single state administrative agency for the development and dispensing of services under Title IV and XX of the Social Security Act for the State of Michigan; and

Whereas, the City of Lansing has the authority to enter into a Contract with the Department of Social Services, through its Human Resources Department, to provide certain social services as part of its Community Development Program; and

Whereas, the Lansing City Council anticipates that said donated funds shall be used by the Department of Social Services to provide a comprehensive program of education, protection, and information for consumers through the Housing Assistance Foundation to assist former, current and potential social service recipients residing in the Lansing Community Development target areas and the Tri-County area of Ingham, Eaton, and Clinton Counties; and

Whereas, the City of Lansing, through the Human Resources Department, does hereby transfer and allocate Twenty Thousand Six Hundred Twenty-Five and 00/100 Dollars (\$20,625.00) of Community Development funds through the attached Donation Agreement as the twenty-five percent (25%) local share to purchase certain social services; and

Whereas, said Donation Agreement for Public Entities with the Department of Social Services shall be effective for the period from November 1, 1975 through September 30, 1976; now, therefore, be it

Resolved, that City Council does hereby rescind its previous action of May 19, 1975 in approving the reservation of funds for the Donated Funds Agreement which was to be effective from July 1, 1975 to June 30, 1976 for the Housing Assistance Foundation/Community Resources Center in the amount of Sixty-One Thousand Five Hundred and 00/100 Dollars (\$61,500.00); and be it

Further Resolved, that City Council does now reappropriate the Sixty-One Thousand Five Hundred and 00/100 Dollars (\$61,500.00) of previously reserved Community Development Block Grant funds for the Housing Assistance Foundation/Community Resources Center to provide the Twenty Thousand Six Hundred Twenty-Five and 00/100 Dollars (\$20,625.00) to constitute the local share requirement for the Donation Agreement by the City; leaving Forty Thousand Eight Hundred Seventy-Five and 00/100 Dollars (\$40,875.00) of Community Development funds to be used as balance of H.A.F. funding; now, therefore, be it

Finally Resolved, that the Mayor and City Clerk are hereby directed to sign said Donation Agreement for Public Entities on behalf of the City of Lansing after approval

as to form by the City Attorney and after certification by the Director of Finance as to the availability of funds.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

SUP-9-75

2300 North Waverly Road

Maranatha Baptist Church Day Care Center,

more particularly described as:

Outlot B of Waverly Heights No. 6 being a subdivision located on part of the northwest $\frac{1}{4}$ of Section 7 and the southwest $\frac{1}{4}$ of Section 6, T4N, R2W, City of Lansing, Ingham County, Michigan, except the west 250 feet of the north 15 feet.

Whereas, pursuant to Section 36-42(1) of the Zoning Code, an application was filed by Pastor Wesley Smith of Maranatha Baptist Church; and

Whereas, the Planning Board has reviewed the request and recommended approval; and

Whereas, pursuant to said Ordinance, a public hearing was held on August 5, 1975; and

Whereas, the Planning Committee of the City Council, to whom the Planning Board report was referred, has concurred therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing hereby authorizes the issuance of a Special Use Permit for the operation of a day care center on the above described property pursuant to Section 36-42(1) of the Zoning Code.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the municipal budget requires stringent economy of operation in all phases and activities of City government; and

Whereas, the City Council has unanimously committed itself to the continuation of a balanced municipal budget calling for severe restrictions upon funds available for

unforeseen emergencies which may occur; and

Whereas, it is the desire of this Council to provide solutions for the City's financial problems other than the forced lay off of loyal municipal personnel which is the route now being taken by many other cities;

Now, Therefore, Be It Resolved, effective the date of passage of this resolution, the City Personnel Director shall be ordered to effect a 100% strict job hiring moratorium covering all existing vacant positions of the municipal service which are funded in whole or in part by the City's General Fund operating budget; and

Be It Further Resolved that all operating departments are herewith ordered to co-operate fully with the City Personnel Director in the enforcement of this mandate; and

Be It Finally Resolved that the Job Moratorium Appeals Committee shall be composed of the Mayor Pro-Tem, the City Personnel Director, Chairman of the Personnel Committee, the City Finance Director and the Internal Auditor, and that there shall be no exceptions to said job moratorium unless by resolution duly passed by the Council upon written recommendation of the Job Moratorium Appeals Committee. This job moratorium shall remain in effect until such date as this resolution may be officially rescinded or amended by a majority vote of the Council.

By Councilman Belen—

That this resolution be re-referred back to the Committee of the Whole with discussion from each department head relative to cut backs.

Carried.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the municipal budget requires stringent economy of operation in all phases and activities of City government; and

Whereas, the City Council has unanimously committed itself to the continuation of a balanced municipal budget calling for severe restrictions upon funds available for unforeseen emergencies which may occur; and

Whereas, it is the desire of this Council to provide solutions for the City's financial problems other than the forced lay off of loyal municipal personnel which is the route now being taken by many other cities;

Now, Therefore, Be It Resolved that effective the date of passage of this resolution,

the City Purchasing Director shall be ordered to effect strict moratorium covering all requisitions for the purchase of equipment and supplies, which are funded in whole or in part by the City's General Fund Operating Budget and Federal Revenue Sharing fund; and

Be It Further Resolved that all operating departments are herewith ordered to co-operate fully with the City Purchasing Director in the enforcement of this mandate; and

Be It Finally Resolved that the Purchasing Moratorium Appeals Committee shall be composed of the Chairman of the Finance Committee, the City Purchasing Director, the City Finance Director, the Internal Auditor, and a member of the Council to be appointed by the Mayor Pro-Tem, and that there shall be no exceptions to said purchasing moratorium unless by resolution duly passed by the Council upon written recommendation of the Purchasing Moratorium Appeals Committee. This purchasing moratorium shall remain in effect until such date as this resolution may be officially rescinded or amended by a majority vote of the Council.

By Councilman Ferguson—

That this resolution be re-referred back to the Committee of the Whole with discussion from each department head relative to cut backs.

Carried.

By Committee on Personnel—

Resolved by the City Council of the City of Lansing:

That effective October 20, 1975, the City Personnel Director is authorized and directed to establish the position Operations Analyst VIII within the Finance Department section of the Classification and Compensation Plan. All costs to be charged to the Project Budget 701 Grant FY 1975-76 (CPA-MI-05-28-0389) which expires on June 30, 1976; and be it

Further Resolved, that in the event of any future contingencies which may be brought about by amendments or decisions or any and all actions of Federal or other agencies affecting the Project Grant, the City of Lansing will assume no financial or other responsibility toward the continuation of said Project or positions within said Project.

By Councilman Ferguson—

That this resolution be tabled and referred to the Committee of the Whole.

Lost.

The resolution was adopted by the following vote:

Yeas: Councilmen Anas, Blair, Brenke, Gunther, May, McKane—6.

Nays: Councilmen Belen, Ferguson—2.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows:

\$ 995.00 from Salary and Fringe Benefits
A/C 153-802-003-702.01

\$ 995.00 to Program Supply
A/C 153-802-003-762

\$15,038.00 from Salaries and Longevity
(Internal Audit)
A/C 251-105-000-702

21,216.00 from Salaries and Longevity
(Housing)
A/C 251-826-000-702

7,164.00 from Salaries and Longevity
(Human Resources)
A/C 251-915-000-702

6,040.00 from Mileage (Gen. Administrative)
A/C 251-930-000-870

1,219.00 from Salaries and Longevity
(Public Improvements)
A/C 252-844-000-702

24,776.00 from Reserve for Contingencies
A/C 256-941-000-963

\$18,267.00 to Salaries and Longevity
(C.D. Management)
A/C 251-172-000-702

1,500.00 to Office Supplies
(C.D. Management)
A/C 251-172-000-727

1,600.00 to Printing
(C.D. Management)
A/C 251-172-000-729

536.00 to Mileage
(C.D. Management)
A/C 251-172-000-870

4,874.00 to Office Equipment
(C.D. Management)
A/C 251-172-000-978

1,700.00 to Telephone
(C.D. Management)
A/C 251-172-000-853

460.00 to Salaries and Longevity
(Plannig)
A/C 251-801-000-702

2,000.00 to Printing
(Human Resources)
A/C 251-915-000-729

1,500.00 to Telephone
(Human Resources)
A/C 251-915-000-853

1,068.00 to Wages—Temporary
(General Administration)
A/C 251-930-000-707

3,533.00 to Fringe Benefits
(General Administration)
A/C 251-930-000-715

2,000.00 to Office Supplies
(General Administration)
A/C 251-930-000-727

1,720.00 to Contractual Services
(General Administration)
A/C 251-930-000-801

2,729.00 to Advertising
(General Administration)
A/C 251-930-000-901

5,760.00 to Vehicle Maintenance
(General Administration)
A/C 251-930-000-867

5,332.00 to Salaries and Longevity
(General Administration)
A/C 252-839-000-702

17,846.00 to Salaries and Longevity
(General Administration)
A/C 252-841-000-702

3,028.00 to Salaries and Longevity
(Rehabilitation)
A/C 252-842-000-702

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

JOHN T. ANAS,
TERRY J. McKANE,
WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$7,741,869.84.

Signed:

JOHN T. ANAS,
TERRY J. McKANE,
JAMES D. BLAIR,
WILLIAM A. BRENKE,
JACK D. GUNTHER,

Adopted by the following vote:

Unanimously.

By Councilmen Ferguson-May—

Resolved by the City Council of the City of Lansing:

That the rule prescribed in Sec. 5.5 (g) of the Charter relative to considering business not on the agenda be waived.

Carried.

Request from The Greater Lansing Board of Realtors for permission to place a display in the Lobby of City Hall during week of October 27-31, 1975 to promote Halloween safety.

Referred to Committee on Buildings and Properties with power to act.

Request from the Lansing Cedars Clubs for a special 24-hour liquor permit for November 1, 1975 at Civic Center.

Referred to Committee on City Affairs.

REPORT OF COMMITTEE

The Committee on CITY AFFAIRS, to whom was referred the request of the Lansing Cedars Clubs for permission to serve alcoholic beverages at a dance to be held on November 1, 1975, at the small auditorium of the Lansing Civic Center, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from the Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
ROGER T. MAY,
JAMES D. BLAIR,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

Councilman May thanked the City Departments and all persons who helped in the North Lansing Day on Saturday, October 18, 1975.

Councilman Blair spoke relative to the Board of Water and Light purchasing the Warner-Swasey property.

Councilman Blair stressed the necessity of a Finance meeting of the City Council which should be done soon.

Richard Laipen, 329½ S. Washington Avenue, spoke relative to charities.

Council adjourned at 8:15 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

October 20, 1975

F/B

Address Correction Requested

BULK RATE
U. S. POSTAGE
PAID
Permit No. 1461
Lansing, Michigan

903

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, October 27, 1975

CITY COUNCIL ROOMS

Lansing, Michigan
October 27, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Anas, Belen, Blair, Brenke, Ferguson, Gunther, May, McKane
—8

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman McKane.

Pledge of Allegiance was given by William Kester.

The record of the previous session was approved as printed.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licences:

AUCTIONEER—Leo A. Lawless.

PEDDLER'S LICENSE—Walter A. Goodman.

PUBLIC DRIVERS—Paul T. Pantazopoulos, David E. Pierce, James C. Santino.

Referred to Committee on Ordinance and Contracts.

Notice of intent to file claim by Johnnie Johnson for false arrest.

Referred to City Attorney and Police Department.

Summons filed in District Court by Thomas H. Vandeboss vs. City of Lansing for damage to automobile due to loose man-hole cover.

Referred to City Attorney and Public Service Department.

Claim filed by Ruby J. Daniel for damage to automobile by City Truck.

Referred to City Attorney and Public Service Department.

Petition filed for rezoning:

Z-55-75—

Lot 5 and south 40 feet of Lot 4, except the east 4 feet thereof, Edwards Glendale Heights Subdivision, City of Lansing, Ingham County, Michigan, from "F" Commercial District to "H" Light Industrial District—(3423 S. Cedar Street).

Referred to Planning Board.

Letter from Charles E. Oesterle, Atty., submitting amendment to zoning petition Z-50-75—property on S. Logan Street, Loa Street, and Dunlap Street by adding Casa-Nova, Inc., as title holder.

Received and placed on file with copy to Planning Board and Committee on Planning.

Industrial Welding, Inc., submits application for the establishment of a Plant Rehabilitation District.

Referred to City Assessor and City Attorney.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

That the City Clerk be and she is hereby directed to set a public hearing for November 3, 1975, at 7:30 p.m. in the Council Room on Establishment of a Plant Rehabilitation District, under Act 198, Michigan Public Acts of 1974 for Industrial Welding, Inc., at 2200 Olds Avenue.

Adopted by the following vote:

Unanimously.

Requests filed for special 24-hour liquor permits for:

Barbers Association—November 7, 1975—Plumbers Hall.

Montgomery Ward Employees Association—December 6, 1975—Civic Center.

Consumers Power Credit Union—February 7, 1976—Civic Center.

The Lansing Black Knights Chess Club—October 31, 1975—Plumbers Hall.

Hyacinth House Athletic Club—October 31, 1975—Marshall Street Armory.

Referred to Committee on City Affairs.

Liquor Control Commission submits application of Mr. and Mrs. Meredith M. David for a new full year tavern license to be located at 401 Clippert Street.

Referred to Committee on Ordinance and Contracts.

Letter from the Moon House, Inc., supporting the creation of a Historic District Commission.

Referred to Committee of the Whole.

Letter from West Side Neighborhood Association in regard to Moon House.

Referred to Committee of the Whole, Department of Parks and Recreation, and Committee on Ordinance and Contracts.

Letter from Capitol Area Comprehensive Health Planning Association in regard to establishment of a new health systems agency.

Referred to Committee of the Whole.

Letter from State of Michigan—Dept. of Corrections in regard to revised rules for Jails, Lockups and Security Camps.

Referred to City Attorney, Police Department and Police Board.

REPORTS OF COMMITTEES

The Committee on ORDINANCE AND CONTRACTS approves the following applications and bonds for licenses:

AUCTIONEER—Leo A. Lawless.

PEDDLER'S LICENSE—Walter A. Goodman.

PUBLIC DRIVERS—Paul T. Pantazopoulos, David E. Pierce, James C. Santino.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on BUILDINGS AND PROPERTIES, to whom was referred the request of the Min-A-Mart Food Stores, Inc., for consent to construct a mansard entry to their facility in Suite J in the North Capitol Parking Ramp, reports as follows:

The Committee recommends that permission be granted for subject tenant to construct the mansard entry in accordance to the plans submitted subject to its approval by the Lansing Building Department.

Signed:

ROGER T. MAY,
JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
Committee on Buildings and
Properties.

By Councilman May—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PUBLIC SAFETY, to whom was referred the Ramon Ruiz reward fund, reports as follows:

The Committee recommends that the City of Lansing authorizes the City Controller to pay into the Ramon Ruiz reward fund the amount of \$350.00 from the Council City Promotion Account and further that this money be turned over to the Police Board for delivery to those individuals who were instrumental in providing evidence resulting in the successful apprehension and conviction.

Signed:

TERRY J. McKANE,
ROGER T. MAY,
JOEL I. FERGUSON,
WILLIAM A. BRENKE,
JOHN T. ANAS,
Committee on Public Safety.

By Councilman McKane—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of the Barbers Association for permission to serve alcoholic beverages at the Plumbers Hall on S. Logan on November 8, 1975, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Montgomery Ward Employee Association for permission to serve alcoholic beverages at its Christmas Party at the Civic Center on December 6, 1975, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Consumers Power Company Credit Union for permission to serve alcoholic beverages on February 7, 1976, at Lansing Civic Center, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of The Lansing Black Knights Chess Club for permission to serve alcoholic beverages at a Halloween Party on October 31, 1975, at the Plumbers Hall on Logan Street, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of The Hyacinth House Athletic Club for permission to serve alcoholic beverages on October 31, 1975, at the Marshall Street National Guard Armory, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

City Treasurer submits report on condition of funds in the treasury as of September 30, 1975.

Received and placed on file.

October 22, 1975

Honorable Mayor and

Members of the City Council

Lansing, Michigan

Gentlemen:

I herewith report that I have given to the City Assessor an itemized list of residences demolished by the Building Department in the amount of \$3,984.00, to be distributed on Assessment Roll No. 20-K.

Respectfully submitted,

JAMES W. KZESKI,
Building Commissioner,
City of Lansing.

Received and placed on file.

October 21, 1975

Honorable Mayor Gerald W. Graves and

Members of Lansing City Council

Tenth Floor, City Hall

Lansing, Michigan 48933

Dear Mayor and Council Members:

At their regularly scheduled meeting for October on Thursday, October 16th, 1975, the Human Resources Advisory Board took the following actions on projects currently before City Council for approval.

1. Housing Assistance Foundation/Community Resources Center—The 11-months contract was unanimously accepted for referral to City Council.
- *2. Lansing Senior Citizens, Inc.—The 11-months contract was unanimously recommended for adoption.
- *3. Retired Seniors Volunteer Program—passage was recommended but only carried as a motion by two yeas and two abstentions. One negative vote answered the roll call.
- *4. North Side Nutrition Program—This project was accepted for submission to City Council. Motion carried with one negative vote.
5. All five Day Care contracts now before City Council were recommended for approval by unanimous vote.

If there are any further questions regarding the actions of the Board on the above date, please do not hesitate to contact my office.

Sincerely,

(Mrs.) JACQUELINE WARR,
Director,
Human Resources Department.

*Items two through four are subcontracts with the Tri-County Office of the Aging.

Referred to Committee of the Whole.

October 21, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is Change Order No. 3, submitted by Lennie Barker, Inc., on the Hughes-Prospect and Other Storm and Sanitary Sewers, PS 75088, increasing the amount of the contract by \$1,476.00, due to as built conditions.

I would recommend approval of this Change Order.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred Change Order No. 3, submitted by Lennie Barker, Inc., on the Hughes-Prospect and Other Storm and Sanitary Sewers, PS 75088, increasing the amount of the contract by \$1,476.00, due to as built conditions, reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

October 21, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is Change Order No. 4 (Final), submitted by Barnhart & Son Construction Co. on the Hamelon-Aurelius and Other Storm and Sanitary Sewers, PS 58020, decreasing the amount of the contract by

\$17,503.42, due to field conditions and the addition of sewers in Stabler and Waverly.

I would recommend approval of this Change Order.

Respectfully submitted,
ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred Change Order No. 4 (Final) submitted by Barnhart & Son Construction Co. on the Hamelon-Aurelius and Other Storm and Sanitary Sewers, PS 58020, decreasing the amount of the contract by \$17,503.42, due to field conditions and the addition of sewers in Stabler and Waverly, reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JAMES D. BLAIR,
JACK D. GUNTHER,
Committee on Public Service
and Highways.—

Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

October 23, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is Change Order No. 9, submitted by The Christman Company on the Wastewater Treatment Plant Additions, contract 72-S-4—C262041, increasing the amount of the contract by \$11,405.04 due to the additional roof replacement and new roofing on the Sludge Disposal Building.

I would recommend approval of this Change Order.

Respectfully submitted,
ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred Change Order No. 9, submitted by The Christman Company on the Wastewater Treatment Plant Additions, contract 72-S-4, increasing the amount of the contract by \$11,405.04 due to the additional roof replacement and new roofing on the Sludge Disposal Building, reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

October 22, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is a proposed contract agreement between the Michigan State Highway Commission and the City of Lansing for the bituminous resurfacing of eastbound Hwy. M-43 (Saginaw Street), Control Section Mb 33061, Job Number 09333, and the bituminous resurfacing of that part of Highway M-143 (Michigan Avenue) from Larch Street east to the most easterly corporate limits of the City, Control Section 33062, Job Number 09330.

The cost to the City of Lansing is estimated to be \$50,375.00.

I would recommend approval of this contract agreement.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

October 20, 1975

Councilman Joel Ferguson

Chairman

City Affairs Committee

Lansing City Council

Dear Councilman Ferguson:

Attached is an application for the Old Newsboys parade, scheduled for 10:00 A.M. on Friday, December 12, 1975.

You will note, this has been approved by all necessary departments. We estimate this parade will necessitate utilizing seven police officers, one sergeant and eight vehicles for one hour for a total cost to the City of \$119.28.

This is being forwarded to your committee for final action.

Respectfully yours,

THOMAS W. O'TOOLE,
Chief of Police.

Referred to Committee on City Affairs.

REPORT OF COMMITTEE

The Committee on CITY AFFAIRS, to whom was referred the request of the Old Newsboys for permission to parade on December 12, 1975, reports as follows:

The Committee recommends permission be granted, the application having received the approval of the necessary department heads, and the Committee further recommends that the parade be under supervision of the Lansing Police Department.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

October 23, 1975

Honorable Mayor Gerald W. Graves and

Members of the Lansing City Council

Gentlemen:

Subject: B-75-423 Planting Riverfront Park Contract No. 3, Project No. 2, Mich. A-6

Attached you will find a tabulation of eleven (11) bids received and opened at 3:00 p.m. on October 7, 1975, for Planting—Riverfront Park Contract No. 3, Project No. 2, Mich. A-6.

We recommend acceptance of the low bid submitted by Landscape Development, Inc., in the amount of \$78,035.60.

Acceptance is subject to the approval of said bidder by the Equal Opportunity Division of the Detroit Area Office of the Department of Housing and Urban Development, provided, however, that failure of HUD to respond to the request for approval within fifteen (15) working days shall be considered approval.

Respectfully submitted,

VAUGHAN L. MCKINCH,
Purchasing Director,

RONALD G. STONEHOUSE,
Housing and Redevelopment
Director.

Referred to Committee on Housing and Redevelopment and Human Resources.

October 22, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: S-75-440 Sale of Forestry Truck
with Aerial Tower

Gentlemen:

Three bids for the sale of one (1) 1969 Dodge Truck, D-500 318 V-8 Engine with one (1) 1969 "Hi-Ranger" Aerial Tower, Model 5TD-52 PHI, were opened at 3:00 P.M., E.D.T. on Tuesday, October 21, 1975.

Gable Tree Service	\$10,600.00
Harrington-Ayles Tree Service	\$ 9,500.00
T D Tree	\$ 6,827.00

We recommend acceptance of the high bid submitted by Gable Tree Service in the amount of \$10,600.00.

Respectfully submitted,

VAUGHAN L. MCKINCH,
Purchasing Director,

THEODORE J. HASKELL,
Parks and Recreation Director.

Referred to Committee on Parks and Recreation.

REPORT OF COMMITTEE

The Committee on PARKS AND RECREATION, to whom was referred the recommendation of the Purchasing Director and the Director of Parks and Recreation that the high bid submitted by Gable Tree Service for the sale of a Forestry Truck with Aerial Tower in the amount of \$10,600.00 be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Director of Parks and Recreation.

Signed:

JAMES D. BLAIR,
JOEL I. FERGUSON,
TERRY J. MCKANE,
Committee on Parks and
Recreation.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

October 23, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: B-75-438 Motorscooters

Gentlemen:

Two bids for the purchase of two (2) three-wheel motorscooters for the Department of Parks and Recreation were opened at 3:00 P.M., E.D.T. on Tuesday, October 14, 1975.

Lenz Cushman Sales\$6,750.00

Ellis Sales, Inc.\$6,872.00

Buryl Hill, Inc.No Bid

Keller Equipment Co.No Bid

We recommend acceptance of the low bid submitted by Lenz Cushman Sales for a total delivered price in the amount of \$6,750.00. Terms are "Net 10 Days."

Respectfully submitted,

VAUGHAN L. MCKINCH,
Purchasing Director,

THEODORE J. HASKELL,
Parks and Recreation Director.

Referred to Committee on Parks and Recreation.

REPORT OF COMMITTEE

The Committee on PARKS AND RECREATION, to whom was referred the recommendation of the Purchasing Director and the Director of Parks and Recreation that the low bid submitted by Lenz Cushman Sales for the purchase of two 3-wheel motor cycles for a total delivered price of \$6,750.00 be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Director of Parks and Recreation.

Signed:

JAMES D. BLAIR,
JOEL I. FERGUSON,
TERRY J. MCKANE,
Committee on Parks and Rec-
reation.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

October 22, 1975

OCD-HRD

Honorable Mayor Gerald W. Graves,
Mayor Pro-Tem Jack D. Gunther, and
Members of Lansing City Council
Lansing City Hall
Lansing, Michigan 48933

Dear Mayor Graves, Mayor Pro-Tem
Gunther, and Council Members:

I hereby tentatively certify that the contract between Tri-County Aging Consortium (PN 0198) and the City of Lansing, effective from November 15, 1975 through September 30, 1976, is being properly prepared in conformance with Section 2A-11 of the Community Development Ordinance.

Though the release of funds is dependent upon environmental certification by H.U.D., which is not complete, we should complete the H.U.D. review process no later than November 14, 1975. The Consortium will be subcontracting with the Lansing Senior Citizens, Incorporated, for \$47,000 of which a part will be used to match a D.S.S. Donated Funds Agreement, the Retired Senior Volunteer Program for a \$5,000 match, and the CAEOC's Northside Nutrition Program for \$48,000. The D.S.S. match must be obligated as soon as is feasible in order to get the D.S.S. grant.

The Scope of Services of this contract meets the requirements set forth for certification pursuant to the above sighted Section and the budget is consistent with the Community Development budgetary allocation to be provided upon receipt of the environmental certification.

Respectfully submitted,

ORRIN E. SHARP,
Executive Assistant to the
Mayor for Community
Development.

Referred to Committee on Housing and Human Resources.

October 16, 1975

OCD-HRD

Honorable Mayor Gerald W. Graves,
Mayor Pro-Tem Jack D. Gunther, and
Members of the Lansing City Council
Lansing City Hall
Lansing, Michigan 48933

Dear Mayor Graves, Mayor Pro-Tem
Gunther, and Council Members:

I hereby certify that the Donated Fund Agreement between the Department of Social Services and the City of Lansing, for Tri-County Aging Consortium, has been properly submitted to you in conformance with Section 2A-11 of the Community Development Ordinance.

The Donated Fund Agreement does meet with the requirements set forth for certification pursuant to the above sighted section.

Respectfully,

ORRIN E. SHARP,
Executive Assistant to the
Mayor for Community
Development.

Referred to Committee on Housing and Human Resources.

October 22, 1975

OCD-HRD

Honorable Mayor Gerald W. Graves,
Mayor Pro-Tem Jack D. Gunther, and
Members of the Lansing City Council
Lansing City Hall
Lansing, Michigan 48933

Dear Mayor Graves, Mayor Pro-Tem
Gunther, and Council Members:

I hereby certify that the contract amendment between Happy Day Children's Center, Inc. (PN 14) and the City of Lansing, effective from July 1, 1975 through June 30, 1976, has been properly submitted to you in conformance with Section 2A-11 of the Community Development Ordinance.

The budget has been amended from the original CD allocation of \$19,672 to include an additional \$7,160 of CD funds and \$20,571 of Urgent Needs. These funds are part of the total \$140,000 in the CD budget and \$89,000 in the Urgent Needs budget allocated for Day Care Services.

The Scope of Services was not amended at this time. This office will be providing technical assistance to the Human Re-

sources Department on some changes I feel are appropriate.

The contract amendment does meet with the requirements set forth for certification pursuant to the above sighted Section.

Respectfully submitted,

ORRIN E. SHARP,
Executive Assistant to the
Mayor for Community
Development.

Referred to Committee on Housing and Human Resources.

October 22, 1975

OCD-HRD

Honorable Mayor Gerald W. Graves,
Mayor Pro-Tem Jack D. Gunther, and
Members of the Lansing City Council
Lansing City Hall
Lansing, Michigan 48933

Dear Mayor Graves, Mayor Pro-Tem
Gunther, and Council Members:

I hereby certify that the contract amendment between Small Folks Development Center, Incorporated (PN 72) and the City of Lansing, effective from July 1, 1975 through June 30, 1976, has been properly submitted to you in conformance with Section 2A-11 of the Community Development Ordinance.

The budget has been amended from the original CD allocation of \$18,336 to include an additional \$6,706 of CD funds and \$19,384 of Urgent Needs. These funds are part of the total \$140,000 in the CD budget and \$89,000 in the Urgent Needs budget allocated for Day Care Services.

The Scope of Services was not amended at this time. This office will be providing technical assistance to the Human Resources Department on some changes I feel are appropriate.

The contract amendment does meet with the requirements set forth for certification pursuant to the above sighted Section.

Respectfully submitted,

ORRIN E. SHARP,
Executive Assistant to the
Mayor for Community
Development.

Referred to Committee on Housing and Human Resources.

October 22, 1975

OCD-HRD

Honorable Mayor Gerald W. Graves,
Mayor Pro-Tem Jack D. Gunther, and
Members of the Lansing City Council
Lansing City Hall
Lansing, Michigan 48933

Dear Mayor Graves, Mayor Pro-Tem
Gunther, and Council Members:

I hereby certify that the contract amendment between Resurrection Eastside Day Care Center, Incorporated (PN 85) and the City of Lansing, effective from August 1, 1975 through June 30, 1976, has been properly submitted to you in conformance with Section 2A-11 of the Community Development Ordinance.

The budget has been amended from the original CD allocation of \$19,931 to include an additional \$20,069 of CD funds and \$11,983 of Urgent Needs. These funds are part of the total \$140,000 in the CD budget and \$89,000 in the Urgent Needs budget allocated for Day Care Services.

The Scope of Services was not amended at this time. I have already expressed my concerns pertaining to the Scopes of Services and as per conditions of the contract, this office will provide technical assistance to the Human Resources Offices in areas I feel should be addressed.

The contract amendment does meet with the requirements set forth for certification pursuant to the above sighted Section.

Respectfully submitted,

ORRIN E. SHARP,
Executive Assistant to the
Mayor for Community
Development.

Referred to Committee on Housing and Human Resources.

October 22, 1975

OCD-HRD

Honorable Mayor Gerald W. Graves,
Mayor Pro-Tem Jack D. Gunther, and
Members of the Lansing City Council
Lansing City Hall
Lansing, Michigan 48933

Dear Mayor Graves, Mayor Pro-Tem
Gunther, and Council Members:

I hereby certify that the contract amendment between Humpty Dumpty Latch Key (PN 70) and the City of Lansing, effective

from July 1, 1975 through June 30, 1976, has been properly submitted to you in conformance with Section 2A-11 of the Community Development Ordinance.

The budget has been amended from the original CD allocation of \$14,906.00 to include an additional \$5,423 of CD funds and \$16,082 of Urgent Needs. These funds are part of the total \$140,000 in the CD budget and \$89,000 in the Urgent Needs budget allocated for Day Care Services.

The Scope of Services was not amended at this time. This office will be providing technical assistance to the Human Resources Department on some changes I feel are appropriate.

The contract amendment does meet with the requirements set forth for certification pursuant to the above sighted Section.

Respectfully submitted,

ORRIN E. SHARP,
Executive Assistant to the
Mayor for Community
Development.

Referred to Committee on Housing and Human Resources.

October 22, 1975

OCD-HRD

Honorable Mayor Gerald W. Graves,
Mayor Pro-Tem Jack D. Gunther, and
Members of the Lansing City Council
Lansing City Hall
Lansing, Michigan 48933
Dear Mayor Graves, Mayor Pro-Tem
Gunther, and Council Members:

I hereby certify that the contract amendment between Friendship Day Care Center, Incorporated (PN 24) and the City of Lansing, effective from July 1, 1975 through June 30, 1976, has been properly submitted to you in conformance with Section 2A-11 of the Community Development Ordinance.

The budget has been amended from the original CD allocation of \$20,370 to include an additional \$7,427 of CD funds and \$20,980 of Urgent Needs. These funds are part of the total \$140,000 in the CD budget and \$89,000 in the Urgent Needs budget allocated for Day Care Services.

The Scope of Services was not amended at this time. This office will be providing technical assistance to the Human Resources Department on some changes I feel are appropriate.

The contract amendment does meet with the requirements set forth for certification pursuant to the above sighted Section.

Respectfully submitted,

ORRIN E. SHARP,
Executive Assistant to the
Mayor for Community
Development.

Referred to Committee on Housing and Human Resources.

October 22, 1975

OCD-HRD

Honorable Mayor Gerald W. Graves,
Mayor Pro-Tem Jack D. Gunther, and
Members of the Lansing City Council
Lansing City Hall
Lansing, Michigan 48933
Dear Mayor Graves, Mayor Pro-Tem
Gunther, and Council Members:

I hereby tentatively certify that the contract between Housing Assistance Foundation Community Resources Center (PN 105) and the City of Lansing, effective from November 1, 1975 through September 30, 1976, is being properly prepared in conformance with Section 2A-11 of the Community Development Ordinance.

Though the release of funds is dependent upon environmental certification by H.U.D. which is not complete, we have been assured by H.U.D. officials that it will be in hand within the next few days. The Housing Assistance Foundation needs \$20,625 in Community Development funds allocated for donation toward a Michigan Department of Social Services grant of \$82,500 which must be obligated to meet the Michigan Department of Social Services imposed contracting deadline of October 31, 1975.

The Scope of Services of this contract meets the requirements set forth for certification pursuant to the above sighted Section and the budget is consistent with the Community Development budgetary allocation to be provided upon receipt of the environmental certification.

Respectfully submitted,

ORRIN E. SHARP,
Executive Assistant to the
Mayor for Community
Development.

Referred to Committee on Housing and Human Resources.

October 23, 1975

OCD-EA

Honorable Mayor Gerald W. Graves,
Mayor Pro-Tem Jack D. Gunther, and
Members of the Lansing City Council

Gentlemen:

All Community Development projects require that an Environmental Review (ER) be conducted to determine the impact significance of the project upon the community. A minimum of 46 "working days" time is necessary to accomplish the process. Approximately 32 out of 39 projects requiring Environmental Reviews are completed.

Due to a misunderstanding in coordinating the Environmental Review for a Human Resources Department project (Lansing Senior Citizens, Inc.) (LSCI), it will be legally impossible to obtain release of Federal funds through normal procedures prior to November 15, 1975. This project has been "ongoing" since June of 1974 and is partially funded through support given by the Michigan Department of Social Services (MDSS). It is reported that the contract between the MDSS and the City of Lansing will not be effective prior to November 15, 1975. Funds required at this time to sustain the operation total \$5,000.

Our contract with LSCI must become effective on November 1, 1975, or it will be necessary to discontinue services for two weeks or until such time that funds are released by H.U.D.

Attempts have been made to obtain a waiver from Mr. Richard Paul, Director Community Planning and Development, U. S. Department of Housing and Development, Detroit Region V Office. Mr. Paul has been very cooperative in trying to determine a way to legally use Federal funds in advance of the ER completion for the project. A copy of the letter sent to me from Mr. Paul is attached as Enclosure 1.

Basically, Mr. Paul suggests that administrative funds, having already received ER clearance, may be transferred to the LSCI contract for administrative expenditure use only (See Enclosure 2).

Based upon my conversations with Mr. Paul and various City of Lansing Department heads, I conclude one of the following courses of action can be taken to sustain the project:

COURSE OF ACTION NO. 1

1. Transfer \$4,162 from the CD Contingency fund to be used for advance administrative expenditures.

2. Transfer \$838 from the City of Lansing General Fund, account number 101-941-000-963, Reserve for Emergencies.

COURSE OF ACTION NO. 2

1. Transfer \$5,000 from the City of Lansing General Fund, account number 101-941-000-963, Reserve for Emergencies.

Representatives of both the Law and Finance Departments indicate that Course

of Action 1 cannot be taken due to concerns about interpretations of H.U.D. guidelines with respect to ER clearance on project administration costs. Therefore, request that the Proposed Resolution attached as Enclosure 3 be adopted.

Adequate control establishing ER priorities and specific project assignments has been accomplished. Except for Neighborhood Development area activities, I foresee no future problems involving ER processing for other new projects.

Respectfully,

ORRIN E. SHARP,
Executive Assistant to the
Mayor for Community
Development.

Referred to Committee on Housing and Human Resources.

October 23, 1975

OCD-HRD

Honorable Mayor Gerald W. Graves,
Mayor Pro-Tem Jack D. Gunther, and
Members of the Lansing City Council
Lansing City Hall

Lansing, Michigan 48933

Dear Mayor Graves, Mayor Pro-Tem
Gunther, and Council Members:

I hereby certify that the contract between the Housing Assistance Foundation Community Resources Center (PN 105A) and the City of Lansing, effective from November 1, 1975 through October 31, 1976, for the rental of the building at 935 N. Washington, has been properly prepared in conformance with Section 2A-11 of the Community Development Ordinance.

The contract does meet with the requirements set forth for certification pursuant to the above sighted Section.

Respectfully submitted,

ORRIN E. SHARP,
Executive Assistant to the
Mayor for Community
Development.

Referred to Committee on Housing and Human Resources.

October 23, 1975

Honorable Mayor and City Council
City Hall

Lansing, Michigan

Gentlemen:

The Board of Public Service, to whom was referred the Miller/Edgewood Corridor

proposed construction, would make the following recommendations.

- 1) Improve Miller Road as a two-lane street with left turn lanes at street intersections.
- 2) Complete Edgewood Blvd. as a minor arterial between Logan Street and Cedar Street.

Respectfully submitted,

BARBARA GARLOCK,
Secretary.

Referred to Committee on Public Service and Highways and Committee on Public Safety.

October 23, 1975

Honorable Mayor Graves and

Members of City Council

Gentlemen:

The Traffic Board has reviewed the Miller Road/Edgewood Boulevard Corridor Report prepared by the Planning Department in conjunction with the Public Service and Traffic Departments, and attended the Public Meeting held at Harry Hill High School on October 15, 1975. After analyzing the information, the Traffic Board adopted the following:

The Traffic Board recommends that the City of Lansing adopt the following policy relative to the Miller Road/Edgewood Boulevard Corridor.

I. Miller Road shall continue to be designated as a "Residential Collector" and be reconstructed with two thru lanes and left turn lanes as necessary. The reconstruction shall include all necessary sewers, curb and gutter, provisions for bicycle traffic, and provisions for pedestrians including the handicapped. Landscaping to minimize any adverse impacts shall be provided, and included as part of the project cost.

The environmental impact statement for Miller Road prepared by the Public Service Board shall be reviewed by the Planning Board and the Traffic Board, and Public Hearings or Meetings shall be a joint effort of the Public Service, Planning, and Traffic Boards.

II. Edgewood Boulevard shall continue to be designated as a "Minor Arterial" from Cedar Street to Logan Street, and shall be completed as a controlled access boulevard with four thru lanes and left turn lanes as necessary. The construction shall include necessary sewers, curb and gutter, provisions for bicycle traffic, and provisions for pedestrians including the handicapped. Landscaping to minimize any adverse impacts shall be provided and included as part of the project cost.

Residents along Edgewood Boulevard shall continue to be informed and involved in

the planning for completion of Edgewood Boulevard. Responsibility for preparation of an Environmental Impact Statement, holding necessary Public Hearings, and preparing plans rests with the Public Service Board. The Planning Board and the Traffic Board shall review the Impact Statement, and shall participate in any Public Hearings or Meetings. The Planning and Traffic Boards shall be consulted during preparation of preliminary plans, and the Traffic Board shall review and approve the geometric design of Edgewood Boulevard.

To ensure its timely completion, Edgewood Boulevard shall be designated as the City's top priority for the second three year allocation of Federal Urban Systems funds.

III. In conjunction with the development of the Miller Road/Edgewood Boulevard Corridor, traffic controls to discourage the use of Haag Road by thru traffic shall be implemented.

The Traffic Board believes that construction of Edgewood Boulevard as a controlled access street with a wide median is extremely important. Divided facilities provide greater safety for both motorists and pedestrians, and a landscaped median will help minimize the impact of the road on the adjacent properties. The boulevard is also more aesthetically pleasing than a four or five lane asphalt strip. Consideration for safety, aesthetics, and impact on adjacent properties is a must in all roadway construction.

Respectfully submitted,

LANSING TRAFFIC BOARD
Raymond O. Severy,
Secretary.

Referred to Committee on Public Service and Highways and Committee on Public Safety.

October 23, 1975

Honorable Mayor and

Members of City Council

Gentlemen:

After studying the detailed Miller Road/Edgewood Boulevard Corridor Report (copies sent to Mayor and City Council) prepared by the staffs of the Lansing Planning, Public Service and Traffic Departments (summary attached) and obtaining citizen input through written communication, telephone communication and a public meeting held on October 15, 1975, at Harry Hill High School, the Planning Board has formulated a recommendation for future street development of both Miller Road and Edgewood Boulevard.

The Planning Board at a joint meeting of the Planning, Public Service and Traffic Boards on October 22, 1975, voted unanimously to recommend that the following policy be adopted by the City of Lansing:

- I. Miller Road be reconstructed as a collector street with two movement lanes and left turn lanes at Logan Street, Washington Avenue, Cedar Street, the entrances to Henry North School, and others as deemed necessary; and
- A. That it be reconstructed with curb and gutter and storm sewers.
 - B. That it be reconstructed with provisions for bicycle traffic either on or off the street.
 - C. That it be reconstructed to comply with the Barrier Free Design Legislation.
 - D. That its designation remain "residential collector" street.
 - E. That improvements such as trees, pedestrian overpasses, etc., to minimize adverse impacts of Miller Road be provided where necessary and that the costs of these improvements be included as part of the street project costs.
 - F. That the environmental impact statement for Miller Road prepared by the Public Service Board be reviewed by the Planning Board and Traffic Board.
- II. Edgewood Boulevard be completed between Logan Street and Cedar Street with four movement lanes and a central median; and
- A. That Edgewood Boulevard be funded from Urban Systems funds with local match being provided by the Act 51 funds.
 - B. That Edgewood Boulevard be designated as the City's top priority for the second three year allocation of Urban Systems funds.
 - C. That the Public Service Board immediately proceed with the preparation of preliminary design drawings utilizing contractual arrangements if required from Act 51 funds already reserved for the project.
 - D. That the City's Traffic Board and Planning Board be consulted in the process of preparing preliminary designs.
 - E. That the Public Service Board involve Edgewood residents in determination of environmental safeguards to be incorporated into the preliminary design.
 - F. That the Public Service Board prepare an Environmental Impact Statement on Edgewood Boulevard and conduct a public hearing on that statement.
 - G. That the road be designed as a controlled access boulevard including provisions for bicycle traffic, either on or off the street; and comply with the Barrier Free Design Legislation.
 - H. That relocation funding be provided for all persons being displaced by the construction.
 - I. That landlocked parcels be acquired by the City according to a plan to be prepared by the Planning Board and decided upon by the City Council.
 - J. That traffic controls be designed by the Traffic Board to discourage the use of Haag Road for through traffic.
 - K. That Edgewood continue to be designated as a "minor arterial."

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Public Service and Highways and Committee on Public Safety.

October 24, 1975

Honorable Mayor and Members

of City Council:

Re: Zoning Code Amendments

The Lansing Planning Board, at their meeting of October 22, 1975, recommended to the Council that the Zoning Code Amendments, as outlined on the attached sheet, be approved subject to: Section 36-1 49) being changed to read, "JUNK YARD OR STORAGE YARD: Any place where two (2) or more motor vehicles . . ."

The Board believes that these amendments will assist enforcement of the Zoning Code and are necessary to clarify existing wording within Chapter 36.

This recommendation is made by a 6 yeas, 1 nay vote of the Board.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Ordinance and Contracts, City Attorney, and Committee on Planning.

October 24, 1975

P-2-75

Marscot Meadows No. 5, Final Plat

Honorable Mayor and Members

of City Council:

The Planning Board, at their meeting of October 22, 1975, recommended approval

of the Final Plat of Marscot Meadows No. 5 Subdivision, subject to the following conditions:

- 1) That either an Abstract of Title, accompanied by an attorney's opinion as to the marketability of the land, or a Certificate of Title Insurance be submitted to the City Clerk prior to the signing of the plat and the affixing of the Municipal Seal.
- 2) That financial security be posted in the amount specified by the Public Service and Parks Departments prior to the signing of the plat and the affixing of the Municipal Seal.
- 3) That the requirements and recommendations of the Public Service Department, Parks Department, and the Board of Water and Light be adhered to.

This recommendation is made by a 6 yeas, 1 nay vote of the Board.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

October 24, 1975

Z-42-75

409 West Jolly Road

Honorable Mayor and Members
of City Council:

The Planning Board, at their October 22, 1975 meeting, recommended to City Council that the petition to rezone property at 409 West Jolly Road from "C-2" Family Residential District to "D-1" Professional Office District be denied.

The Board believes that the present zoning of the site allows reasonable use of the land and that development allowed in the "C-2" Family District would be compatible with the adjacent single family development. The Board further believes that there is adequate land in the vicinity that is zoned and available for office development.

The Board further felt that additional traffic congestion could occur at this location if the site developed with a more intensive land use.

This recommendation is made by a 5 yeas, 2 nays vote of the Board.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

October 24, 1975

SUP-12-75

3300 Block Aurelius Road

Day Care Center

Honorable Mayor and Members
of City Council:

The Planning Board, at their October 22, 1975 meeting, recommended approval of the request by Provincial House, Incorporated, for a Special Use Permit for a Day Care Center in the 3300 block of Aurelius Road.

The Board did review this proposal in conjunction with the overall development plan for that part of the Forest View Community lying south of Wabash Road and east of Aurelius Road. The development plan took into consideration existing and future land use development for the area.

The Board believes that the development of the site for a Day Care center as proposed will provide a neighborhood service. The Board further believes that the adjacent land uses can be protected by requiring adequate buffer strips, landscaping, screening, et cetera. The site is oriented to Aurelius Road and will, therefore, not encourage additional vehicular traffic into the residential neighborhoods.

It is further understood that prior to development of this property that it will be necessary to subdivide the land in accord with the Michigan State Plat Act and the City of Lansing Subdivision Ordinance.

This recommendation is made by a unanimous vote of the Board.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

October 24, 1975

SUP-13-75

3500 Block Aurelius Road

Nursing Home

Honorable Mayor and Members
of City Council:

The Planning Board, at their meeting of October 22, 1975, recommended approval of the Special Use Permit for a Nursing Home in the 3500 block of Aurelius Road. The Board did review this proposal in conjunction with the overall development plan for that part of the Forest View community lying south of Wabash Road and

east of Aurelius Road. The development plan took into consideration existing and future land use development for the area.

The Board does not believe that this change will have any adverse effects on existing and proposed land development. The site, and use of the site, will have its primary access to a new roadway extending east off of Aurelius Road. Therefore, development will not promote additional traffic and activity into the lower density residential area.

The Board further believes that by the very nature of the proposed use (nursing home) that any distracting influence will be minimal.

It is further understood that prior to development of this property it will be necessary to subdivide the land in accord with the Michigan State Plat Act and the City of Lansing Subdivision Ordinance.

This recommendation is made by a 6 yeas, 1 nay vote of the Board.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

October 23, 1975

Jack Gunther, Mayor Pro-Tem

Other Members Lansing City Council

During the past weeks, I have become increasingly aware of the various activities that are currently ongoing in the North Lansing Area. The citizens of this area have coalesced and are proceeding to create a more liveable community through their own initiative and perseverance. Lansing has watched with pride the efforts of these North Lansing citizens as they struggle to improve their neighborhood and our city. The spirit of self help and accomplishment that these people are generating is truly laudatory and depicts the best characteristics of a vibrant community.

As members of the City Council of the City of Lansing, we have responded to their initial civic efforts and enthusiasm by authorizing the purchase of the mini-park site which is presently being completed through a total North Lansing community effort. This park, although small, is being developed by citizens and its location along a busy intersection will be a constant reminder of their collective efforts as concerned citizens and what can be accomplished when public and private interests work together.

It has also been brought to my attention that the North Lansing Community Association has developed concepts for making more accessible the park on the east bank

of the Grand River near the dam. Additionally, these North Lansing citizens are taking certain actions to rehabilitate the old Comfort Station in coordination with members of the Community Design Center. Conversations with members of the Community Design Center reflects that they have been infected with a growing spirit of enthusiasm. They are donating freely of their own time and resources to assist the North Lansing Community Association in developing and operationalizing some of their concepts.

This past Saturday, Council members were witness to a positive display of this enthusiasm and the esprit by observing and participating in the Fun-Fest and parade organized by the North Lansing citizens. Although the weather was not in their favor, the planning and organization displayed was exemplary.

In response to the dedication and initiative displayed by these N. Lansing citizens, I asked certain members of the city staff to develop, in conjunction with the Community Design Center, certain ideas the City could employ to inject a limited amount of Community Development funds to achieve a better environment in the North Lansing area and intensify economic growth. Council has previously approved four long-term objectives in the City's Community Development Plan. Objective four coincides directly with the goals these North Lansing citizens are attempting to accomplish. Objective four was stated as follows:

"To preserve and strengthen the community's economy; to achieve a better use of land and other natural resources; to reduce the isolation of income groups and increase the vitality and diversity of neighborhoods and to maintain valuable historic sites, buildings, neighborhoods and areas."

In support of this objective, the City Council designated certain Community Development funds that were to be made available for low cost commercial loans. The implementation procedures for the use of the commercial loan fund have not as yet been determined, but approximately \$75,000 or one-half of the \$150,000 total is to be targeted for the North Lansing commercial area this fiscal year.

The plan presented to me basically consists of two phases. The first phase is the improvement of Grand River Avenue extending from Washington Avenue on the West to Center Street on the East, the improvement of Turner Street to Clinton, coupled with the opening of the river to pedestrian traffic and leisure activities. This plan envisions the removal of the existing old sidewalks, curbs and gutters on both sides of the street, and the installation of new sidewalks from North Washington Avenue to Center Street as well as along Turner Street to Clinton Street followed by the subsequent installation of new sidewalks and curbs and gutters. Additionally, in the first phase to be accomplished in the Spring and Summer of 1976, street trees

and planters would be placed along Grand River Avenue. Other construction during this first phase would be the construction of a pedestrian way extending from Grand River Avenue to the existing park facility located adjacent to and east of the Lansing Dam. Immediately below the dam is envisioned the construction of an observation and fishing deck. The citizens have also contemplated the construction of an observation deck on the west end of the Grand River Bridge. As can be seen, this development plan will improve the general appearance of this commercial district and open up access to the North Lansing Dam Site which is probably Lansing's second most scenic river scape. A bike and pedestrian path from the vicinity of Clinton Street west to the Grand and along the river to the Dodge Mansion would complete the first year activities.

The second phase would be the paving of the Grand River Avenue from North Washington to Pennsylvania Avenue, plus the removal and installation of curbs and gutters from Center Street to Pennsylvania and construction of a Riverwalk from the existing west-bank park to the bridge lookout beginning in fiscal year 1977, or July 1, 1976.

It is estimated that the first phase of this project could be completed for about \$206,000 and the second phase could be accomplished for about \$95,000. A break-out of these phases is shown at Enclosure A. Because of our inability to proceed as rapidly as projected in our housing effort under CD, I additionally requested the staff to determine what CD funds budgeted in the 1st year plan might be diverted to the North Lansing area. The funds which are available for diversion to the North Lansing area this fiscal year, and which will have little or no impact upon the current CD plan, are those presently budgeted for the Code Enforcement Loan Fund in the amount of \$180,000 with the balance of \$26,000 coming from Public Improvements line item. I would like to recommend that we utilize portions of the above described funds as needed for Phase I of the development of the North Lansing Commercial District and allocate monies from the 2nd year program for completion of Phase II of this development.

All members of this Council are aware that because of administrative delays and certain time consuming processes mandated by Federal and State law our Housing effort will barely get off the ground by the end of this fiscal year. The proposal I have set forth simply changes the emphasis of our implementation schedule, without altering the basic thrust of the overall Community Development Plan. In fact, this concept directly paralleled the strategy developed for the city's neighborhood housing effort by combining public investment through improved streets, curb and gutter, street trees and sidewalks in a defined area, with assistance to property owners in securing low cost loans to improve the overall quality of the neighborhood. This complements the commercial loan program and it can be instituted immediately because an

elaborate planning process to establish a neighborhood development area pursuant to state law will not be required.

I am, therefore, strongly recommending that Council adopt the attached resolution (Enclosure B) implementing this plan of action.

Respectfully submitted,

JOEL I. FERGUSON,
Councilman at Large.

Referred to Committee of the Whole.

October 27, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

Attached is a communication from one, Ralph Burpee, President, Bzurphy's, Inc., which contains a formal request to set aside actions of revocation of the Class "C" liquor license and SDM license, in the name of his organization, which is located at 2021 E. Michigan Avenue. In his communication, Mr. Burpee advises that those assets which have not already been auctioned to satisfy personal property taxes will soon be removed from the premises, and, if provided an opportunity to sell licenses involved, he could satisfy State, Federal and City withholding taxes along with other debts of the corporation.

I would recommend that the City Attorney once again try to contact Mr. Burpee to determine what length of time he has in mind, and other details.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

**THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON ANY OF THE
FOLLOWING RESOLUTIONS. YOU MAY
SPEAK ONLY FOR 3-MINUTES ON ANY
ONE RESOLUTION.**

No persons spoke.

RESOLUTIONS

By Committee on Buildings and
Properties—

Resolved, That the Purchasing Director be and he is hereby directed to advertise, as provided by law, for sealed proposals for

Rebid on Construction of Traffic Dept. Sign Shop Renovations—P.S. 36133 in accordance with the plans and specifications on file in the office of the City Engineer. Proposals to be received up to 3:00 P.M., Local Time, Tuesday, November 18th, 1975.

Each proposal to be accompanied with a certified check or bidder's bond in the sum of 5% of the proposal.

Right is hereby reserved to accept any proposal, to reject any or all proposals and to waive defects in proposals.

No bids may be withdrawn after the above date and time for receiving bids for a period of thirty (30) days.

Adopted by the following vote:

Unanimously.

By Committee on Housing and Redevelopment, and Human Resources—

Resolved by the City Council of the City of Lansing:

That the bid submitted by Landscape Development, Inc., for Contract No. 3 of Phase I of the Riverfront Park located in Project No. 2, Mich. A-6, in the amount of \$78,035.60 be approved as the best and lowest acceptable bid, subject to approval of said bidder by the Equal Opportunity Division of the Detroit Area Office of the Department of Housing and Redevelopment (HUD); provided, however, that failure of HUD to respond to the request for approval within fifteen (15) working days shall be considered as approval, and

Be It Further Resolved, that the Mayor and City Clerk be and are hereby authorized and directed to execute a contract with Landscape Development, Inc., on behalf of the City of Lansing, according to said bid presented and specifications on file; upon approval as to form of the contract and the bonds and insurance policies by the City Attorney, and upon certification as to the availability of funds by the City Controller, and upon approval of Landscape Development, Inc., by the Equal Opportunity Division of the Detroit Area Office of HUD in the manner herein specified.

Adopted by the following vote:

Unanimously.

Councilman Ferguson left the session.

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That the proposed Contract between the Michigan State Highway Commission and

the City of Lansing for the bituminous resurfacing of eastbound Hwy. M-43 (Saginaw Street) Control Section Mb 33061, Job Number 09333, and the bituminous resurfacing of that part of Hwy. M-143 (Michigan Avenue) from Larch Street east to the most easterly corporate limits of the City, Control Section 33062, Job Number 09330, be approved, and

That the Mayor and City Clerk be authorized to sign this agreement upon certification of the City Controller as to the availability of funds, and after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

Councilman Ferguson returned.

By Committee on Buildings and Properties—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing did lease Suite Q in the North Capitol Ave. Parking Ramp, more commonly known as 316 North Capitol Ave., which contains approximately 4,244 sq. ft. to R & R Inc. (Gimbo's Restaurant), a Michigan corporation with its address at 7731 West St. Joseph St., Lansing, Michigan, on June 27, 1972, and

Whereas, said R & R Inc. is desirous of selling their business and equipment to Corky's, Inc., a Michigan corporation, and

Whereas, the Lansing City Council does disapprove the sub-letting of the premises, and

Whereas, the Lansing City Council has determined it would be in the best interest of the City to execute a new lease with Corky's, Inc., and

Whereas, the new lease would incorporate the same terms and conditions as the original lease executed June 27, 1972 with R & R Inc., except that there be Article XIV incorporated within the new lease which is an escalation clause covering increased operating costs, and

Whereas, said lease would be for a term of five (5) years with options to extend for two (2) additional five (5) year terms,

Now, Therefore, Be It Resolved that upon approval of the Lease Agreement by the City Attorney, the Mayor and City Clerk will hereby be authorized and directed to sign said Lease Agreement by and between the City of Lansing and Corky's, Inc.

Adopted by the following vote:

Unanimously.

By Committee on Public Service
and Highways—

Resolved by the City Council of the City
of Lansing:

That the City Assessor be, and he is
hereby directed to spread on the July, 1976
tax rolls, the cost of correcting the hazard-
ous and unsanitary conditions of properties
in the year 1975, in the amount of \$994.00,
as reported this date by the Building Com-
missioner, and as per attached list.

Adopted by the following vote:

Unanimously.

By Committee on Parks and Recreation—

Resolved by the City Council of the City
of Lansing:

Whereas, the property owner has been
notified by written notice to remove certain
female boxelder trees located as follows:

Petition No. 18

Number of Trees—1

Tree Location—316 N. Magnolia

Owner and Address

Mrs. Ester Bolton
316 N. Magnolia
Lansing, Michigan

And Whereas, the property owner has
failed to remove said tree, now

Therefore, Be It Resolved, that the De-
partment of Parks and Recreation is
hereby authorized to have the tree removed
by contract bidding and the costs of cut-
ting and removal be assessed against the
property owner in accordance with Section
23-23.3 of the Code of the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City
of Lansing:

Whereas, for the second time in four
years the Oldsmobile Division of General
Motors Corporation has captured the covet-
ed third place in domestic automobile sales
for a model year; and

Whereas, 1975 model year end figures
show Oldsmobile holding a firm grip on
the third place with the delivery of 575,640
cars, 110,230 ahead of its nearest rival; and

Whereas, this also surpasses the divi-
sion's 1974 model year total by 8,394; and

Whereas, Oldsmobile with their dynamic
performance has been instrumental in re-
taining Lansing's economy;

Now, Therefore, Be It Resolved that the
City Council and Mayor of the City of
Lansing, commend and congratulate Olds-
mobile and its loyal, hard-working em-
ployees both for again decisively regain-
ing third place in the industry and for con-
tributing so much to the City of Lansing
and its citizens.

Adopted by the following vote:

Unanimously.

By Committee on Public Safety—

Resolved by the City Council of the City
of Lansing:

Whereas, the Wolverine Development
Corporation has terminated its operation
of the North Washington Mall Parking Lot,
and control of the property has reverted to
the City of Lansing; and

Whereas, it is in the best interest of the
City to continue the operation of this prop-
erty as a vehicle parking facility to provide
parking for the residents of Lansing at a
reasonable fee; now, therefore, be it

Resolved, that the North Washington
Mall Parking Lot, designated as the 100
block in Urban Renewal, be assigned to the
Traffic Department for operation as a
municipal parking lot with the following
rate structure: 20 cents per hour, with a
maximum of \$1.50 per day.

Adopted by the following vote:

Unanimously.

By Committee on Public Service
and Highways—

Resolved by the City Council of the City
of Lansing:

Whereas, Joel Altman, of Altman Con-
struction Corporation, has requested that
the City of Lansing make arrangements for
the continued maintenance of the pedes-
trian footbridge in Hunter's Ridge Subdi-
vision; and

Whereas, the Committee on Public Ser-
vice and Highways has reviewed this mat-
ter and have found that the pedestrian
way was a requirement by the City Council
on their action of June 26, 1972, and that
the requirement was to facilitate the move-
ment of elementary school children to and
from Woodcreek School and also other
pedestrian traffic; and

Whereas, the Committee has further
found that this is privately owned land; and

Whereas, the Committee believes that the pedestrian way is a benefit to the Hunter's Ridge development in terms of linking it up with the adjacent community; and

Whereas, the Committee believes that the beneficiaries should be responsible for all on-site improvements;

Now, Therefore, Be It Resolved that the maintenance of this facility by the City of Lansing not be accepted.

Adopted by the following vote:

Unanimously.

By Committee on Public Safety—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing currently holds the permit which allows the Capital Area Transportation Authority to provide charter services; and

Whereas, it is desirable to transfer to the Capital Area Transportation Authority the City of Lansing's authority to apply for said permit;

Now, Therefore, Be It Resolved that the Mayor is directed to sign a Transfer of Certificate or Permit Application transferring to the Capital Area Transportation Authority the right to, in their own name, apply for said permit.

Adopted by the following vote:

Unanimously.

By Councilman Ferguson—

Resolved by the City Council of the City of Lansing:

Whereas, the North Lansing Community Association has over the past number of months demonstrated an acute awareness of the necessity for total community involvement if our City is to improve its environment and become a better place to live; and

Whereas, the North Lansing Community Association has engaged in various Community activities such as the development of a mini-park, the organization of a fun-fest, the development of conceptual plans for improving the abundant aesthetic qualities of the area, and have established plans to preserve the historic character of the North Lansing commercial area; and,

Whereas, the citizens of North Lansing and the business community of North Lansing have joined together to maximize their efforts in the revitalization of this significant area of our city; and,

Whereas, the City Council of the City of Lansing has stated a commitment to improve the economic environment of this area as described in the current Community Development Plan; and,

Whereas, the present Community Development Plan provides for the provision of a commercial loan program for the North Lansing area; and,

Whereas, because of expected delays in implementing the neighborhood housing effort this fiscal year and in an effort to complement the private investment of the City Council desires to modify part of its Community Development Plan;

Now, Therefore, Be It Resolved that the Executive Assistant for Community Development is directed to execute a modification for the Community Development Plan to accomplish the project activities as outlined under Phase I and II of the attachment to this resolution; and,

Be It Further Resolved that the funds to accomplish the projects outlined will be diverted by using those monies presently reserved for Code Enforcement Loan Fund in the amount of \$180,000 and with the balance needed of approximately \$26,000 coming from the Public Improvement Line Item; and,

Be It Further Resolved that the necessary funds to complete Phase II will be programmed in the 2nd year Community Development Plan; and,

Be It Further Resolved that the operating agency to effect the completion of all projects outlined under the two phases will be the Community Design Center, and the Director of the Department of Housing and Redevelopment is directed to prepare an amendment to the CDC's current contract to permit immediate implementation of the planned Phase I and II activities; and,

Be It Further Resolved, that the Director of the Housing and Redevelopment is directed to promptly finalize the loan procedures necessary to implement the commercial loan fund pursuant to his responsibility under Chapter 2A of the Code of City Ordinances.

By Councilman Ferguson—

This be referred to Committee of the Whole for one week.

Carried.

By Councilman Belen—

Resolved by the City Council of the City of Lansing:

Whereas, from time to time, the City Council, out of necessity, has been required to resolve itself into executive session and to limit attendance to the Mayor and members of Council and those department heads

immediately involved to protect the interest of the City and third parties; and

Whereas, the Council has never had a clearly set policy of use of such sessions, but has generally limited them to matters of real estate, personnel and pending litigation; and

Whereas, the Council has from time to time been severely criticized for the use of such sessions because their use has been misunderstood; now, therefore, be it

Resolved, that the Rules of the Lansing City Council adopted April 21, 1969, and amended from time to time, be further amended by adding a Rule 49 to read in its entirety as follows:

Executive Sessions.

Rule 49. The Council shall meet in Executive Session only for the following purposes: (1) to consider the employment and appointment, dismissal, suspension or disciplining of any one of the appointed officials who serve at the pleasure of the Council, and to consider employee grievances, unless the employee requests a public hearing; (2) to consider the appointment or removal of citizens to City Boards and Commissions, provided however, if a decision is reached to remove such an official said official shall have a right upon request to have a public hearing; (3) to discuss strategy sessions and interim reports with respect to collective bargaining or potential or pending litigation; (4) to consider preliminary negotiations involving the purchase or sale of property, both real and personal, but not involving services or the acquisition thereof, except as provided hereinabove; (5) to consider records which are specifically exempt by law from public inspection; (6) to consider severe threats or riot or insurrection, public knowledge of which, in the opinion of the City Council, would be detrimental to efforts to meet or lessen the threat. An executive session may be requested by the Mayor, the Mayor Pro-Tem or any two Councilmen. The Council may adjourn an executive session or open the meeting to the public upon the vote of five Councilmen. Where a decision has been reached in executive session and the implementation of that decision requires a vote upon a motion, resolution or ordinance, that vote must be taken at a public meeting open to all citizens.

By Councilman Blair—

This be referred to Committee of the Whole for one week.

Lost by the following vote:

Yeas: Councilman Blair—1.

Nays: Councilmen Anas, Belen, Brenke, Ferguson, Gunther, May, McKane—7.

The resolution was adopted by the following vote:

Yeas: Councilmen Anas, Belen, Brenke, Ferguson, Gunther, May, McKane—7.

Nays Councilman Blair—1.

By Committee on Housing and Human Resources—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has entered into a Grant Agreement with the United States of America to plan and implement a Community Development Program pursuant to Title I of the Housing and Community Development Act of 1974; and

Whereas, the City of Lansing, through the Human Resources Department (HRD), desires to continue the Contractor's performance of certain services and activities in connection with said Community Development Program with Community Development Block Grant and Urgent Needs funds; and

Whereas, the City of Lansing, through the Human Resources Department, entered into a Contract with Happy Day Children's Center, Incorporated, on August 6, 1975, effective from July 1, 1975 through October 31, 1975; and

Whereas, the City of Lansing and Happy Day Children's Center, Incorporated, contract for Nineteen Thousand, Six Hundred Seventy-Two and 00/100 (\$19,672.00) Dollars; and

Whereas, the City of Lansing, through the Human Resources Department, and Happy Day Children's Center, Incorporated, do mutually agree to amend and extend said Contract from July 1, 1975 through June 30, 1976; and

Whereas, monies are hereby allocated in the amount of Twenty-Six Thousand, Eight Hundred Thirty-Two and 00/100 (\$26,832.00) Dollars from Community Development Block Grant funds and Twenty Thousand Five Hundred Seventy-One and 00/100 (\$20,571.00) Dollars of Urgent Needs funds received by the City of Lansing from the Department of Housing and Urban Development to the Contractor; and

Whereas, that the total compensation to be paid pursuant to this amended Contract shall not exceed Forty-Seven Thousand, Four Hundred Three and 00/100 (\$47,403.00) Dollars; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said Contract Amendment on behalf of the City of Lansing after approval as to form by the City Attorney and after certification as to the availability of funds by the Finance Director of the City of Lansing.

Adopted by the following vote:

By Committee on Housing and
Human Resources—

Resolved by the City Council of the City
of Lansing:

Whereas, the City of Lansing has entered
into a Grant Agreement with the United
States of America to plan and implement
a Community Development Program pur-
suant to Title I of the Housing and Com-
munity Development Act of 1974; and

Whereas, the City of Lansing, through
the Human Resources Department (HRD),
desires to continue the Contractor's per-
formance of certain services and activities
in connection with said Community De-
velopment Program with Community De-
velopment Block Grant and Urgent Needs
funds; and

Whereas, the City of Lansing, through
the Human Resources Department, entered
into a Contract with Friendship Day Care
Center, Incorporated, on July 1, 1975
through October 31, 1975; and

Whereas, the City of Lansing and Friend-
ship Day Care Center, Incorporated, con-
tract for Twenty Thousand, Three Hun-
dred Seventy and 00/100 (\$20,370.00) Dol-
lars; and

Whereas, the City of Lansing, through
the Human Resources Department, and
Friendship Day Care Center, Incorporated,
do mutually agree to amend and extend
said Contract from July 1, 1975 through
June 30, 1976; and

Whereas, the monies are hereby allocated
in the amount of Twenty-Seven Thousand,
Seven Hundred Ninety-Seven and 00/100
(\$27,797.00) Dollars from Community De-
velopment Block Grant funds and Twenty
Thousand, Nine Hundred Eighty and 00/100
(\$20,980.00) Dollars of Urgent Needs funds
received by the City of Lansing from the
Department of Housing and Urban De-
velopment to the Contractors; and

Whereas, that the total compensation to
be paid pursuant to this amended Contract
shall not exceed Forty-Eight Thousand
Seven Hundred Seventy-Seven and 00/100
(\$48,777.00) Dollars; now, therefore, be it

Resolved, that the Mayor and City Clerk
are hereby directed to sign said Contract
Amendment on behalf of the City of Lan-
sing after approval as to form by the City
Attorney and after certification as to the
availability of funds by the Finance Direc-
tor of the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee on Housing and
Human Resources—

Resolved by the City Council of the City
of Lansing:

Whereas, the City of Lansing has entered
into a Grant Agreement with the United
States of America to plan and implement
a Community Development Program pur-
suant to Title I of the Housing and Com-
munity Development Act of 1974; and

Whereas, the City of Lansing, through
the Human Resources Department (HRD),
desires to continue the Contractor's per-
formance of certain services and activities
in connection with said Community De-
velopment Program with Community De-
velopment Block Grant and Urgent Needs
funds; and

Whereas, the City of Lansing, through
the Human Resources Department, entered
into a Contract with Humpty Dumpty
Latch Key on July 25, 1975, effective from
July 1, 1975 through October 31, 1975; and

Whereas, the City of Lansing and
Humpty Dumpty Latch Key contract for
Fourteen Thousand, Nine Hundred Six and
00/100 (\$14,906.00) Dollars; and

Whereas, the City of Lansing, through
the Human Resources Department, and
Humpty Dumpty Latch Key do mutually
agree to amend and extend said Contract
from July 1, 1975 through June 30, 1976;
and

Whereas, the monies are hereby allo-
cated in the amount of Twenty Thousand,
Three Hundred Twenty-Nine and 00/100
(\$20,329.00) Dollars from Community De-
velopment Block Grant funds and Sixteen
Thousand, Eighty-Two and 00/100 (\$16,-
082.00) Dollars of Urgent Needs funds
received by the City of Lansing from the
Department of Housing and Urban De-
velopment to the Contractor; and

Whereas, that the total compensation to
be paid pursuant to this amended Contract
shall not exceed Thirty-Six Thousand, Four
Hundred Eleven and 00/100 (\$36,411.00)
Dollars; now, therefore, be it

Resolved, that the Mayor and City Clerk
are hereby directed to sign said Contract
Amendment on behalf of the City of Lan-
sing after approval as to form by the City
Attorney and after certification as to the
availability of funds by the Finance Direc-
tor of the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee on Housing and
Human Resources—

Resolved by the City Council of the City
of Lansing:

Whereas, the City of Lansing has entered
into a Grant Agreement with the United
States of America to plan and implement
a Community Development Program pur-
suant to Title I of the Housing and Com-
munity Development Act of 1974; and

Whereas, the City of Lansing, through the Human Resources Department (HRD), desires to continue the Contractor's performance of certain services and activities in connection with said Community Development Program with Community Development Block Grant and Urgent Needs funds; and

Whereas, the City of Lansing, through the Human Resources Department, entered into a Contract with Small Folks Development Center, Incorporated, on July 23, 1975, effective from July 1, 1975 through October 31, 1975; and

Whereas, the City of Lansing and Small Folks Development Center, Incorporated, contract for Eighteen Thousand Three Hundred Thirty-Six and 00/100 (\$18,336.00) Dollars; and

Whereas, the City of Lansing, through the Human Resources Department, and Small Folks Development Center, Incorporated, do mutually agree to amend and extend said Contract from July 1, 1975 through June 30, 1976; and

Whereas, the monies are hereby allocated in the amount of Twenty-Five Thousand Forty-Two and 00/100 (\$25,042.00) from Community Development Block Grant funds and Nineteen Thousand, Three Hundred Eighty-Four and 00/100 (\$19,384.00) Dollars of Urgent Needs funds received by the City of Lansing from the Department of Housing and Urban Development to the Contractor; and

Whereas, that the total compensation to be paid pursuant to this amended Contract shall not exceed Forty-Four Thousand Four Hundred Twenty-Six and 00/100 (\$44,426.00) Dollars; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said Contract Amendment on behalf of the City of Lansing after approval as to form by the City Attorney and after certification as to the availability of funds by the Finance Director of the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee on Housing and Human Resources—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has entered into a Grant Agreement with the United States of America to plan and implement a Community Development Program pursuant to Title I of the Housing and Community Development Act of 1974; and

Whereas, the City of Lansing, through the Human Resources Department (HRD), desires to continue the Contractor's performance of certain services and activities

in connection with said Community Development Program with Community Development Block Grant and Urgent Needs funds; and

Whereas, the City of Lansing, through the Human Resources Department, entered into a Contract with Resurrection Eastside Day Care Center, Incorporated, on September 19, 1975, effective from August 1, 1975 through October 31, 1975; and

Whereas, the City of Lansing and Resurrection Eastside Day Care Center, Incorporated, contract for Nineteen Thousand, Nine hundred Thirty-One and 00/100 (\$19,931.00) Dollars; and

Whereas, the City of Lansing, through the Human Resources Department, and Resurrection Eastside Day Care Center, Incorporated, do mutually agree to amend and extend said Contract from August 1, 1975 through June 30, 1976; and

Whereas, the monies are hereby allocated in the amount of Forty Thousand and 00/100 Dollars (\$40,000.00) Dollars from Community Development Block Grant funds and Eleven Thousand, Nine Hundred Eighty-Three and 00/100 (\$11,983.00) Dollars of Urgent Needs funds received by the City of Lansing from the Department of Housing and Urban Development to the Contractor; and

Whereas, that the total compensation to be paid pursuant to this amended Contract shall not exceed Fifty-One Thousand, Nine Hundred Eighty-Three and 00/100 (\$51,983.00) Dollars; now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said Contract Amendment on behalf of the City of Lansing after approval as to form by the City Attorney and after certification as to the availability of funds by the Finance Director of the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee on Housing and Human Resources—

Resolved by the City Council of the City of Lansing:

Whereas, pursuant to Title 45, Chapter II, Code of Federal Regulations, Section 22 provides that the single state administrative agency may provide social services directly or through contract with other public or private agencies for clients eligible for services as authorized by Titles IV and XX of the Social Security Act, and in accord with policies established by the Michigan Department of Social Services; and

Whereas, the Department of Social Services is the authorized single state administrative agency for the development and dispensing of services under Title IV and

XX of the Social Security Act for the State of Michigan; and

Whereas, the City of Lansing has the authority to enter into a contract with the Department of Social Services, through its Human Resources Department, to provide certain social services as part of its Community Development Program; and

Whereas, the Lansing City Council anticipates that said donated funds shall be used by the Department of Social Services to provide nutritional, recreational, and informational programs to make referrals to existing Community Service agencies for all eligible senior citizens and to assist former, current, and potential social service recipients residing in the Lansing Community Development target areas; and

Whereas, the City of Lansing, through the Human Resources Department, does hereby transfer and allocates Thirty-Three Thousand Six Hundred Fifty-One and 00/100 Dollars (\$33,651.00) of Community Development funds for the attached Donation Agreement as the twentyfive percent (25%) local share to purchase social services; and

Whereas, said Donation Agreement for Public Entities shall be effective for the period from November 16, 1975 through September 30, 1976; now, therefore, be it

Resolved, that City Council does now re-appropriate the Thirty-Three Thousand Six Hundred Fifty-One and 00/100 Dollars (\$33,651.00) of previously reserved Community Development Block Grant funds for the Senior Citizen programming to constitute the local share requirement for said Donation Agreement by the City; leaving Sixty-Six Thousand Three Hundred Forty-Nine and 00/100 Dollars (\$66,349.00) of Community Development funds to be used as balance available for Senior Citizens program funding; and be it

Finally Resolved, that the Mayor and City Clerk are hereby directed to sign said Donation Agreement for Public Entities on behalf of the City of Lansing after approval as to form by the City Attorney and after certification by the Director of Finance as to the availability of funds.

Adopted by the following vote:

Unanimously.

By Committee on Housing and Human Resources—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has entered into a Grant Agreement with the United States of America to plan and implement a Community Development Program pursuant to Title I of the Housing and Community Development Act of 1974; and

Whereas, the City of Lansing, through the HRD as successor to the City Demonstration Agency, desires to engage the Tri-County Aging Consortium (The Contractor) to perform certain services and activities in connection with said Community Development Program through Community Development funds; and

Whereas, the Lansing Community Development Plan provides for Senior Citizen programming and services through the Tri-County Aging Consortium; and

Whereas, the City of Lansing, through the Human Resources Department, desires to engage the Contractor (PN-98) to perform certain services and activities in connection with said Community Development Program for the period between November 16, 1975 and September 30, 1976, in the amount of Sixty-Two Thousand Six Hundred Eighty-Three and 00/100 Dollars (\$62,683.00); and

Whereas, the City of Lansing, through the Human Resources Department, desires to engage the Tri-County Aging Consortium to sub-contract for these services, as provided herein: Retired Senior Volunteer Program in the amount of Five Thousand and 00/100 Dollars (\$5,000.00); the Capitol Area Economic Opportunity Committee in the amount of Forty-Two Thousand Eight Hundred Four and 00/100 Dollars (\$42,804.00); and Lansing Senior Citizens, Incorporated, in the amount of Fourteen Thousand Eight Hundred Seventy-Nine and 00/100 Dollars (\$14,879.00); now, therefore, be it

Resolved, that Sixty-Two Thousand Six Hundred Eighty-Three and 00/100 Dollars (\$62,683.00) is hereby allocated for said contract with the Tri-County Aging Consortium; and be it

Further Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed contract on behalf of the City of Lansing after approval as to form by the City Attorney and after certification as to the availability of funds by the Director of Finance of the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee on Housing and Human Resources—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has, from time to time, entered into Contracts with the Contractor for services through its City Demonstration Agency from funds provided pursuant to Title I of the Demonstration Cities and Metropolitan Development Act of 1966; and

Whereas, the City of Lansing has entered into a Grant Agreement with the

United States of America to plan and implement a Community Development Program pursuant to Title I of the Housing and Community Development Act of 1974; and

Whereas, the City of Lansing, through the HRD as successor to the City Demonstration Agency, desires to engage the Contractor to perform certain services and activities in connection with said Community Development Program through Community Development funds; and

Whereas, the City Council rescinds its adoption of the proposed Contract from July 1, 1975 to June 30, 1976, approved on April 28, 1975, with Housing Assistance Foundation/Community Resources Center for Sixty-One Thousand Five Hundred and 00/100 Dollars (\$61,500.00); and

Whereas, said new Contract will be effective from November 1, 1975 through September 30, 1976; and

Whereas, the City of Lansing does hereby reallocate Sixty-One Thousand Five Hundred and 00/100 Dollars (\$61,500.00) of Community Development Block Grant funds, with Twenty Thousand, Six Hundred and Twenty-Five and 00/100 Dollars (\$20,625.00) of that amount to be used as the local share for a Donation Agreement for Public Entities with the Michigan Department of Social Services, and Forty Thousand Eight Hundred Seventy-Five and 00/100 Dollars (\$40,875.00) to be used as the balance of H.A.F. funding; now, therefore, be it

Resolved, that the Resolution of April 28, 1975, for Sixty-One Thousand Five Hundred and 00/100 Dollars (\$61,500.00) with Housing Assistance Foundation/Community Resources Center and the Resolution of May 19, 1975, for use of said funds with Department of Social Services are hereby rescinded and the funds reappropriated as stated above; and be it

Further Resolved, that the Mayor and City Clerk are hereby directed to sign the attached Contract on behalf of the City of Lansing after approval as to form by the City Attorney and after certification by the Director of Finance as to the availability of funds.

Adopted by the following vote:

Unanimously.

By Committee on Housing and Human Resources—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has, from time to time, entered into Contracts with Contractors for services through its City Demonstration Agency from funds provided pursuant to Title I of the Demonstration Cities and Metropolitan Development Act of 1966; and

Whereas, the City of Lansing has entered into a Grant Agreement with the United States of America to plan and implement a Community Development Program pursuant to Title I of the Housing and Community Development Act of 1974; and

Whereas, the City of Lansing, through the HRD as successor to the City Demonstration Agency, desires to engage the Contractor to perform certain services and activities in connection with said Community Development Program through Community Development funds; and

Whereas, the City Council rescinds its adoption of the proposed Contract from July 1, 1975 to June 30, 1976, approved on April 28, 1975, with the Housing Assistance Foundation/Community Resources Center for Thirty-Seven Thousand and 00/100 (\$37,000.00) Dollars; and

Whereas, the City Council does allocate Thirty-Seven Thousand and 00/100 (\$37,000.00) Dollars of Community Development Block Grant funds under a new Contract to be used to defray expenses for the rent and maintenance of the facility at 935 North Washington Avenue; and

Whereas, said new Contract will be effective from November 1, 1975 through October 31, 1976; now, therefore, be it

Resolved, that the resolution approving the proposed Contract from July 1, 1975 to June 30, 1976, and approved on April 28, 1975, is hereby rescinded and Thirty-Seven Thousand and 00/100 (\$37,000.00) Dollars is now allocated for the said new Contract; and be it

Further Resolved, that the Mayor and City Clerk are hereby directed to sign the attached Contract on behalf of the City of Lansing after approval as to form by the City Attorney and after certification by the Director of Finance as to the availability of funds.

Adopted by the following vote:

Unanimously.

By Committees on Finance and Housing and Human Resources (Revised Copy)—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has, from time to time, entered into contracts with Lansing Senior Citizens, Incorporated (the "Contractor") for Senior Citizen program services through its City Demonstration Agency from funds provided pursuant to Title I of the Demonstration Cities and Metropolitan Development Act of 1966; and

Whereas, because of delays in receiving approval for the release of Community Development Block Grant funds for this project, the City Council has determined that essential services would be lost to the City

of Lansing if Contractor is unable to maintain operations from November 1, 1975 through November 18, 1975; and

Whereas, the current contract between the City of Lansing and the Contractor is effective from October 1, 1975 through October 31, 1975; and

Whereas, the City of Lansing, by the Human Resources Department as successor to the City Demonstration Agency, desires to continue the Contractor's performance of certain nutritional, recreational and transportation services and activities in connection with the City's Community Development program through City Demonstration Agency residual funds; and

Whereas, the City of Lansing does hereby allocate an additional Five Thousand and 00/100 Dollars (\$5,000.00) of City Demonstration Agency residual funds to carry on the Contractor's operations from November 1, 1975 through November 18, 1975, through the attached Contract Amendment; now, therefore, be it

Resolved, that the City Council allocates a sum not to exceed Five Thousand and 00/100 Dollars (\$5,000.00) of City Demonstration Agency funds to maintain the Contractor's operations from November 1, 1975 through November 18, 1975, and the City Controller may follow the advance method of payment for these funds; and be it

Finally Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed Contract on behalf of the City of Lansing after approval as to form by the City Attorney and after certification as to the availability of funds by the Director of Finance of the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committees on Finance, Housing and Human Resources—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the City Demonstration Agency, has from time to time, entered into Contracts for Dental Services (PN 117), Project Listen (PN 10), Spanish Newspaper (PN 11), Spanish Library (PN 26), Spanish Radio (PN 34R), P.E.I.C.E. (PN 50), Career Education (PN 60), Indian Center (PN 38), Boy Scouts (PN 66), Legal Services (PN 13), and Jail Rehabilitation (PN 39); and

Whereas, the City of Lansing, has from time to time, entered into Contracts for said services with the Lansing School District, El Renacimiento, Sol de Aztlan, Michigan Indian Benefit Association, Ingham County, Greater Lansing Legal Aid Bureau, and the Boy Scouts of America; and

Whereas, the City of Lansing, through the Human Resources Department, desires to extend said Contracts for continued use of this equipment as purchased through Model Cities funds for continuity of these previously contracted services; now, therefore, be it

Resolved, that said Contracts are extended from October 31, 1975 to November 30, 1975, for the sole purpose of continued use of the equipment purchased through Model Cities funds so that continuity of services may occur.

Adopted by the following vote:

Unanimously.

By Committee on Personnel—

Resolved by the City Council of the City of Lansing:

That effective October 27, 1975, the City Personnel Director is authorized and directed to establish two (2) Program Leader IIIA positions within the Parks Department section of the Classification and Compensation Plan, all salary and benefit costs to be borne by the Parks Director's approved request for a transfer of specific funds from the existing Contract Payroll Account to regular Salary and Benefit Accounts of the current budget; and be it

Further Resolved, upon official approval of such transfer of funds, Mr. James Woodard and Mrs. Ruth King shall be officially transferred from Contract Payroll status to regular full time Program Leader IIIA status with appropriate reductions in hourly equivalent wages and appropriate coverage of a full range of employee benefits.

Adopted by the following vote:

Yeas: Councilmen Anas, Blair, Brenke, Ferguson, Gunther, May, McKane—7.

Nays: Councilman Blair—1.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That the following amounts be appropriated and added to the wage and salary accounts for the fiscal year ending June 30, 1976:

General Fund

\$1,337,000 from Employee Benefits
A/C 101-930-000-715

Municipal Cemeteries Fund

\$ 13,500 from Estimated Revenues
A/C 516-000-000-160

Sewage Disposal System Fund

\$ 50,850 from Estimated Revenues
A/C 590-000-000-160

Civic Center Fund

\$ 22,500 from Estimated Revenues
A/C 593-000-000-160

District Court Fund

\$ 35,500 from Estimated Revenues
A/C 760-000-000-160

Municipal Parking System Fund

\$ 39,600 from Estimated Revenues
A/C 585-000-000-160

I hereby Certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

JOHN T. ANAS,
TERRY J. McKANE,
JAMES D. BLAIR,
WILLIAM A. BRENKE,
JACK D. GUNTHER,
Committee on Finance.

Adopted by the Following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City
of Lansing:

That transfers be made as follows:

\$ 100.00 from Office Supplies—Data
Processing Div.
A/C 101-221-000-727

\$ 100.00 to Mileage—Data Process-
ing Div.
A/C 101-221-000-870

\$ 2,000.00 from Reserve for Emergencies
A/C 101-941-000-963

\$ 2,000.00 to Arbitration Fees—
Labor Relations
A/C 101-227-000-821

\$ 1,200.00 from Estimated Revenues
A/C 101-000-000-160

\$ 1,200.00 to Chemicals—Fire
Fighting
A/C 101-339-000-743

\$ 1,000.00 from Estimated Revenues
A/C 101-000-000-160

\$ 1,000.00 to Equipment Maintenance
—Fire Fighting
A/C 101-339-000-933

\$ 861.00 from Estimated Revenues
A/C 101-000-000-160

\$ 861.00 to Contractual Services—
Sidewalks—City Property
A/C 101-444-000-818

\$ 640.00 from Park Equipment—General
A/C 101-718-000-977

\$ 640.00 to Golf Equipment—
General
A/C 101-697-200-977

\$ 80.00 from Equipment Maintenance—
Recreation Admin.
A/C 101-725-500-933

\$ 80.00 to Equipment—Recreation
Admin.
A/C 101-725-500-977

\$ 1,393.00 from Estimated Revenue—
General Fund
A/C 101-000-000-160

\$ 1,393.00 to Community Promotion
—Bi-Centennial Office
A/C 101-871-000-880

\$20,625.00 from Housing Assistance
Foundation
A/C 255-687-000-969

37,317.00 from Senior Citizens Nutrition
A/C 254-684-002-969

\$20,625.00 to Dept. of Social Services
—Consumer Protection
A/C 255-687-001-969

32,121.00 to Dept. of Social Services
—Senior Citizens Services
A/C 254-684-003-969

5,196.00 to Salaries & Longevity—
—Accounting Division
A/C 251-201-000-702

\$21,283.00 from Estimated Revenues
A/C 585-000-000-160

\$11,478.00 to Salaries & Longevity
A/C 585-570-028-702

2,096.00 to Employee Benefits
A/C 585-570-028-715

900.00 to Operating Supplies
A/C 585-570-028-740

400.00 to Uniforms
A/C 585-570-028-758

600.00 to Utilities
A/C 585-570-028-920

1,000.00 to Maintenance
A/C 585-570-028-932

9.00 to Rent
A/C 585-570-028-940

4,000.00 to Improvements
A/C 585-570-028-974

800.00 to Equipment
A/C 585-570-028-977

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

JOHN T. ANAS,
TERRY J. McKANE,
JAMES D. BLAIR,
WILLIAM A. BRENKE,
JACK D. GUNTHER,
Committee on Finance.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

SUP-12-75—3300 block Aurelius Rd.
(for use as a Day Care Center).

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed Special Use Permit.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 17th day of November, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

SUP-13-75—3500 block Aurelius Rd.
(to be used as a Nursing Home).

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed Special Use Permit.

Resolved Further, that such hearing shall be held at the Council Chamber in the City

Hall on the 17th day of November, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

ZONINGS

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-42-75—409 West Jolly Road,

be rezoned from "C" Two Family Residence District to "D-1" Professional Office District and the "Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 17th day of November, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$8,214,247.34.

Signed:

JOHN T. ANAS,
JAMES D. BLAIR,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
Committee on Finance.

Adopted by the following vote:

Unanimously.

INTRODUCTION OF ORDINANCE

The following ordinance of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by:

a. Revising Chapter 27 of said Code (Sewers)

was introduced by Councilman Belen, read a first and second time by its title and referred to the Committee on Ordinance and Contracts.

By Councilmen Gunther-Ferguson—

Resolved by the City Council of the City of Lansing:

That the rule prescribed in Sec. 5.5 (g) of the Charter relative to considering business not on the agenda be waived.

Carried.

By Councilman Ferguson—

That the Committee on City Affairs be given Power to Act relative to the request of the Detroit Symphony Orchestra for space to hold a concert on Wednesday, October 29, 1975.

Carried.

Letter from J. W. Knapp Co. for permission to park flatbed with platform for "Bloodstone" and other actors to promote "Train Ride to Hollywood" on Tuesday, October 28, 1975.

Referred to Committee on City Affairs.

REPORT OF COMMITTEE

The Committee on CITY AFFAIRS, to whom was referred the request of J. W. Knapp Company for permission to park a flatbed with platform for "Bloodstone" and other actors to promote "Train Ride to Hollywood," on Tuesday, October 28, 1975, reports as follows:

The Committee recommends permission be granted and that arrangements be made with the Parking Supervisor to block off four spaces on Washington Avenue in front of the store and to reimburse the City for revenue lost.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

That William A. Brenke be appointed as delegate and Robert B. Black as alternate delegate to Areawide Planning Advisory Committee (APAC).

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the municipal budget requires stringent economy of operation in all phases and activities of City government; and

Whereas, the City Council has unanimously committed itself to the continuation of a balanced municipal budget calling for severe restrictions upon funds available for unforeseen emergencies which may occur; and

Whereas, it is the desire of this Council to provide solutions for the City's financial problems other than the forced lay off of loyal municipal personnel which is the route now being taken by many other cities;

Now, Therefore, Be It Resolved, effective the date of passage of this resolution, the City Personnel Director shall be ordered to effect a 100% strict job hiring moratorium covering all existing vacant positions of the municipal service which are funded whole or in part by the City's General Fund operating budget; and

Be It Further Resolved, that all operating departments are herewith ordered to cooperate fully with the City Personnel Director in the enforcement of this mandate; and

Be It Further Resolved, that all operating departments may appeal a decision of the Job Moratorium Appeals Committee to the City Council whose decision shall be final.

Be It Finally Resolved, that the Job Moratorium Appeals Committee shall be composed of the Mayor Pro-Tem, the City Personnel Director, Chairman of the Personnel Committee, the City Finance Director and the Internal Auditor, and that there

shall be no exceptions to said job moratorium unless by resolution duly passed by the Council upon written recommendation of the Job Moratorium Appeals Committee. This job moratorium shall remain in effect until such date as this resolution may be officially rescinded or amended by a majority vote of the Council.

By Councilman Ferguson—

That the resolution be tabled.

Lost by the following vote:

Yeas: Councilmen Belen, Ferguson, May, McKane—4.

Nays: Councilmen Anas, Blair, Brenke, Gunther, Mayor—5.

By Councilman Ferguson—

That the resolution be referred to Committee of the Whole.

Lost by the following vote:

Yeas: Councilmen Belen, Ferguson, May, McKane—4.

Nays: Councilmen Anas, Blair, Brenke, Gunther, Mayor—5.

The resolution was adopted by the following vote:

Yeas: Councilmen Anas, Blair, Brenke, Gunther, Mayor—5.

Nays: Councilmen Belen, Ferguson, May, McKane—4.

Councilman Brenke reported on the progress of the Michigan Avenue Bridge.

Councilman Blair reported that Michigan Department of Natural Resources informed City that Lansing Riverfront Park has been given highest priority in amount of \$60,000 to be used to develop recreation area on east side of Grand River between Saginaw and Shiawassee, for tennis courts, two paddle tennis courts, viewing platform along river. Also \$20,000 to provide for construction of canoe portage and launching site at Moores River Park.

The following persons spoke relative to North Lansing:

James Winkler, 721 N. Capitol Ave., President, North Lansing Association.

Richard Titus, 1209 Turner St.

John Kern, 6288 Haag Rd., from Michigan History Division.

Ed. Story, 1920 E. Miller Rd., has business in North Lansing.

Jane Charland, 6140 Balfour, relative Mini-Park.

Robert Miller, 420 W. Miller Rd., also from History Division.

Paul Giroux, 428 W. Grand River Ave.

Council adjourned at 9:25 p.m.

THEO FULTON,
City Clerk.

October 27, 1975

Lansing, Michigan

F/M

Address Correction Requested

BULK RATE
U. S. POSTAGE
PAID
Permit No. 1461
Lansing, Michigan

933

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, November 3, 1975

CITY COUNCIL ROOMS

Lansing, Michigan
November 3, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Anas, Belen, Blair, Brenke, Gunther, May, McKane—7.

Absent: Councilman Ferguson—1.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Belen.

Pledge of Allegiance was given.

The record of the previous session was approved as printed.

HEARING ON PROPOSED CHANGE IN ZONING CLASSIFICATIONS

November 3, 1975, at 7:30 o'clock being the time set as the time for holding a hear-

ing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-44-75 — N.W. corner of Cavanaugh Rd. and Aurelius Rd.,

be rezoned from "A" One Family Residence District to "F" Commercial District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Jeffrey Poorman, 4000 W. Grand River Ave., representing Porvincial House, Inc., spoke.

Allen Trap, 3106 Manley Dr., representing Forest View Citizens Assoc., spoke.

Roy Emery, 202 E. Cavanaugh, spoke.

Referred to Committee on Planning.

November 3, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-40-75 — 4610 South Logan St.,

be rezoned from "A" One Family Residence District to "F" Commercial District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Referred to Committee on Planning.

November 3, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-43-75 — 524 E. Miller Rd.,

be rezoned from "A" One Family Residence District to "F" Commercial District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Referred to Committee on Planning.

November 3, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-41-75 — 1440 South Pennsylvania Avenue,

be rezoned from "E-1" Drive-In Shop District to "F" Commercial District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Don Gilty, 130 Jackson St., spoke.

Referred to Committee on Planning.

PUBLIC HEARING

November 3, 1975 at 7:30 o'clock being the time set as the time for holding a hearing in accordance with Sec. 4 (3) of Act 198, 1974 to afford an opportunity for all residents and taxpayers of the City of Lansing to appear and be heard on the proposed establishing of a Plant Rehabilitation District for:

Industrial Welding — 2200 Olds Avenue.

The Mayor asked if there was anyone present who wished to be heard.

Thomas Campbell, President of Industrial Welding, spoke.

Ray Steeb, Lansing Metropolitan Development Authority, spoke.

Referred to Committee of the Whole.

PUBLIC HEARING

November 3, 1975 at 7:30 p.m. being the time set as the time for holding a public hearing on the proposed sale of land in Urban Renewal Project No. 1, Mich. R-87, being parcel 5C and a portion of parcel 5C2 more particularly described as:

The north 120 feet of the east 180 feet of Block 83, Original Plat, City of Lansing, Ingham County, Michigan— (Southwest corner of Washington Avenue and Shiawassee St.).

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed sale that they had the privilege of speaking at this time.

No objections were made to proposed sale.

Referred to Committee on Housing, Redevelopment and Human Resources.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

ELECTRICAL CONTRACTOR — Dietzel Electric.

HEATING AND AIR CONDITIONING — Champion Heating Co.

MECHANICAL DEVICE LICENSE—Adult Book Store (519 E. Mich. Ave.) (6), Cinema "X" Theater (6), Adult Book Store at 503 S. Washington Ave. (6), Adult Book Store at 519 E. Michigan Ave. (8).

Referred to Committee on Ordinance and Contracts.

Allen E. Stebbins files preliminary plat—replat of Concord Village Subd.

Referred to Planning Board and Public Service Board.

Card of appreciation from family of George Semerly.

Received and placed on file.

Eaton County Treasurer submits amount of delinquent tax collected in September, 1975.

Received and placed on file.

Claims filed by:

Wayne C. Mitchell for injuries sustained due to bumping into glass door in City Hall Lobby.

Referred to City Attorney and Public Service Dept.

David A. Cotter for damage to automobile.

Referred to City Attorney.

Notice of Intent to file claim by Russell and Sharon Baker for Heidi Baker vs City of Lansing for damage to automobile and injuries sustained due to accident with city car.

Referred to City Attorney and Police Department.

Petitions filed for rezoning:

Z-56-75—

Commencing at the section line 57.75 feet east of the North $\frac{1}{4}$ post of the Northwest fractional $\frac{1}{4}$ of Section 3, T3N, R2W, City of Lansing, Ingham County, Michigan, and thence south 165 feet parallel with the east line of Pennsylvania Avenue, thence east 100 feet parallel with the North section line, thence north 165 feet parallel with the east line of Pennsylvania Avenue, and thence west 100 feet to the place of beginning, City of Lansing, Ingham County, Michigan from "E-2" Drive-In Shop and "J" Parking Districts to "F" Commercial District—(6101 South Pennsylvania Ave.).

Z-57-75—

That part of Lot 1, Concord Village, a subdivision of part of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 1, T3N, R3W, City of Lansing, Ingham County, Michigan, described as: Beginning at the NE corner of said Lot 1, thence S00°00'01"E, 162.24 feet on the East line of Lot 1, thence Southwesterly 490.00 feet on a curve to the left along the

North right of way line of Bridgeport Drive, said curve having a radius of 1583.00 feet, a central angle of 17°44'07", a long chord of 488.05 feet and bearing S82°02'07"W; thence N07°29'54"W, 238.48 feet; thence S89°16'05"E, 514.50 feet on the North line of Lot 1 to the point of beginning.

And that part of Lot 2, Concord Village, a subdivision of part of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 1, T3N, R3W, City of Lansing, Ingham County, Michigan, and other adjoining land described as: Beginning at the NE corner of said Lot 2; thence S00°00'01"E, 100.00 feet on the East line of said Lot 2; thence S86°43'21"W, 211.62 feet; thence S78°11'43"W, 209.98 feet; thence N16°03'14"W, 30.00 feet; thence S72°03'22"W, 95.37 feet; thence N19°49'50"W, 70.00 feet; thence Northeasterly, 548.96 feet on a curve to the right along the South right of way line of Bridgeport Drive, said curve having a radius of 1517.00 feet, a central angle of 20°44'01", and a long chord of 545.97 feet and bearing N80°32'10"E; thence S89°05'49"E, 1.04 feet on the South right of way line of Bridgeport Drive to the point of beginning, City of Lansing, Ingham County, Michigan from a Community Unit Plan District to "C" Two Family Residence District—(3900 block Bridgeport Drive).

Referred to Planning Board.

Letters from Liquor Control Commission submitting:

Request of George A. Coscarelli to transfer ownership of Class "C" license from Robert J. Pabst and transfer of location from 307 So. Grand Ave. to 2408 S. Cedar St. (Town Pump).

Referred to Committee on Ordinance and Contracts.

Copies of letters sent to the following for cancellation of applications:

1. Mr. Rudolf Stober for transfer of location of Class "C" license.
2. Mr. Dan David for New Tavern License.

Received and placed on file with copy to Committee on Ordinance and Contracts.

Request from WITL to park a remote broadcast mobile unit in front of the new radio shack on November 8, 1975, and use of 2 parking spaces at 221 So. Washington Square.

Referred to Committee on City Affairs.

Request from WJIM to place a radio remote trailer in front of Added Touch—1136 No. Washington Ave., on November 6, 7, 8, 1975.

Referred to Committee on City Affairs.

Letter from Buck and Mary Haney presenting petitions signed by residents and businessmen requesting beat patrolmen for North Lansing.

Referred to Police Board and Committee on Public Safety.

Letter from Angelos J. Vlahakis in regard to inadequate air conditioning at the Lansing Civic Center.

Referred to Committee on Buildings and Properties and Civic Center Board.

Letter from Charles B. MacLean, East Lansing, asking City of Lansing stance on drainage problem.

Referred to Committee on Public Service and Highways and Public Service Director.

REPORT OF COMMITTEES

The Committee on ORDINANCE AND CONTRACTS approves the following applications and bonds for licenses:

ELECTRICAL CONTRACTOR — Dietzel Electric.

HEATING AND AIR CONDITIONING — Champion Heating Co.

MECHANICAL DEVICE LICENSE—Adult Book Store (519 E. Mich. Ave.)—(6).

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the Mechanical Amusement Device License Applications for: Cinema "X" Theater (6), Adult Book Store at 503 So. Washington Ave. (6), and Adult Book Store at 519 E. Michigan Ave. (8), reports as follows

That upon said direction of the Court and the opinion of the Asst. City Attorney that the applications be approved.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of WITL for permission to park a radio remote trailer in front of Radio Shack at 221 South Washington on November 8, 1975, reports as follows:

The Committee recommends permission be granted provided arrangements are made with the Parking Supervisor to cap the meters and for reimbursement to the City for revenue lost from the capped meters.

Signed:

JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Gross Telecasting, Inc., (WJIM) for permission to park a radio remote trailer in front of Added Touch, 1136 N. Washington on November 6, 7, and 8, 1975, reports as follows:

The Committee recommends permission be granted and that necessary arrangements be made with the Parking Supervisor to cap the meters and for reimbursing the City for revenue lost from the capped meters.

Signed:

JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred the rezoning petition Z-40-75 for property at 4610 South Logan Street from "A" One Family Residence District to "F" Commercial District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred the rezoning petition Z-43-75 for property at 524 East Miller Road from "A" One Family Residence District to "F" Commercial District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred the rezoning petition Z-44-75 for property at Northwest corner Cavanaugh and Aurelius Roads from "A" One Family Residence District to "F" Commercial District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

Finance Director submits 1975 annual Financial Report.

Received and placed on file.

October 28, 1975

Honorable Mayor and Members

of the Lansing City Council

Lansing, Michigan

Re: Claim of Ruby J. Daniel—car involved in accident with city truck

Dear Mayor and Council:

The above captioned claim was referred to this office on October 27, 1975. A review thereof indicates that the same should be

denied for the reason that principles of no fault insurance are applicable.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman May—

That we concur in the recommendation of the City Attorney.

Carried.

October 27, 1975

Honorable Mayor and Members

of the Lansing City Council

Lansing, Michigan

Re: Claim of Bryant Darling for broken windshield hit by baseball at Everett High School

Dear Mayor and Council:

Your City Attorney, to whom was referred the above claim, has made an investigation thereof, and is of the opinion that the City is not liable from a legal point of view. There appears to be a lack of evidence of negligence on the part of the City.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Anas—

That we concur in the recommendation of the City Attorney.

Carried.

October 28, 1975

Honorable Mayor and Members

of the Lansing City Council

Lansing, Michigan

Re: Claim of Robert Roarty—windshield broken by baseball while car was parked in parking lot

Dear Mayor and Council:

Your City Attorney, to whom was referred the above claim, has made an investigation thereof, and is of the opinion that the City is not liable from a legal point of view. There appears to be a lack of evidence of negligence on the part of the City.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Anas—

That we concur in the recommendation of the City Attorney.

Carried.

October 30, 1975

Honorable Mayor and Members
of the Lansing City Council
Lansing, Michigan

Re: Claim of J. J. Chandler, D.O., for
damaged property and carpet clean-
ing due to sewer backing up in base-
ment

Dear Mayor and Council:

Your City Attorney, to whom was re-
ferred the above claim, has made an in-
vestigation thereof, and is of the opinion
that the City is not liable from a legal
point of view. There appears to be a lack
of evidence of negligence on the part of the
City.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Anas—

That we concur in the recommendation
of the City Attorney.

Carried.

October 23, 1975

To the Honorable Mayor
and Members of the Council
Gentlemen:

I am hereby submitting special assess-
ment Roll 20-K, actual cost, for the pur-
pose of razing residences by the owner's
request and City Council orders.

To Be Assessed—100%\$3,984.00

Respectfully submitted,

PAUL S. CREEVY,
City Assessor.

Received and placed on file.

October 24, 1975

The Honorable Gerald W. Graves, Mayor
The Honorable City Council
City of Lansing, Michigan

Dear Mayor and Council:

Please be advised that I received a check
in the amount of \$135,199.00 as partial
payment for damages to governmental
properties and cost of city emergency ser-
vices as a result of the April 18-30, 1975
floods. The check was presented to the
Finance Director.

Most respectfully,

JAMES A. HOLCOMB,
Executive Director,

Department of Emergency
Operations.

Received and placed on file.

October 30, 1975

Honorable Mayor and City Council
City Hall

Lansing, Michigan

Gentlemen:

Attached is a Letter of Intent submitted
by Challenge Company, Developers, to con-
struct 8 inch sanitary sewers on easements
on the north and south sides of Bridgeport
Drive to serve Lots in the proposed Con-
cord Village Replat.

I recommend the approval of this Letter
of Intent.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service
and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE
AND HIGHWAYS, to whom was referred
the Letter of Intent submitted by Challenge
Co., Developers, to construct 8 inch sani-
tary sewers on easements on the north and
south sides of Bridgeport Drive to serve
Lots in the proposed Concord Village Re-
plat, reports as follows:

That the Letter of Intent be approved
subject to the receipt of the required bonds
and insurance certificates and that all work
to be as directed by the Department of Pu-
blic Service. No City funds are involved as
100% of this cost will be paid by the
applicant.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be
adopted.

Adopted by the following vote:

Unanimously.

November 3, 1975

Honorable Mayor Gerald W. Graves
and Members of the City Council
Lansing City Hall

Lansing, Michigan

Dear Mayor Graves and

Council Members:

On October 20, 1975, the City Council passed a resolution directing the Planning Board to proceed with the program budget for Fiscal Year 1976-1977 Community Development Plan.

In reviewing this resolution, the Planning Department is uncertain as to how to interpret the resolution as adopted; specifically, the last paragraph of the resolution which refers to the Planning Board letter submitted to the Council and the Statement of Needs previously proposed by the Technical Planning Committee.

We are requesting clarification as to what the final paragraph of this resolution means.

Thank you for your assistance in this matter.

Sincerely,

ALAN E. TUBBS,
Planning Director,
City of Lansing.

Referred to Committee of the Whole.

October 30, 1975

Honorable Mayor Graves and

Members of City Council

Gentlemen:

The November, 1975, meeting of the Traffic Board has been changed from November 12 to November 5. A public meeting on November 12 to discuss the design of Miller Road from Washington Avenue to Cedar Street necessitates this change.

The Traffic Board meeting will be held in the Traffic Department Office at 219 N. Grand Avenue.

Respectfully submitted,

LANSING TRAFFIC BOARD,
RAYMOND O. SEVERY,
Secretary.

Received and placed on file.

October 30, 1975

Honorable Mayor and Members

of the City Council

City of Lansing

Lansing, Michigan

Gentlemen:

Re: Property located on west bank of the Grand River near West Maple Street and on the east bank of the Grand River near Water and Factory Sts.

The Board of Water and Light at its regular meeting held on Monday, October 27, 1975, adopted a resolution transferring jurisdiction of certain parcels of property to the City Park Board. This was in response to City Council's resolution of October 6, 1975 approving the concept of using the land for park purposes and requesting approval by our Board.

Transfer of jurisdiction of this property is subject to Lansing City Council passing a resolution accepting this transfer of jurisdiction and the conditions associated therewith as outlined in the attached resolution.

Respectfully submitted,

BOARD OF WATER AND
LIGHT,
DONNA SMIESKA,
Secretary,

Referred to Committee on Buildings and Properties and Committee on Parks and Recreation.

October 30, 1975

The Honorable Mayor Gerald W. Graves

and Members of Lansing City Council

Gentlemen:

Subject: Auditing Services — Urban Renewal Project No. 2, Mich. A-6, Final Audit

Urban Renewal Project No. 2, Mich. A-6 is currently scheduled for close-out at December 31, 1975. Prior to this close-out, a final Project audit is mandatory, according to HUD regulations.

In accordance with the Budgeting and Financing Section (7385.1, Chapter 4, Item 4b) of the Neighborhood Development Program Handbook, "The LPA (City of Lansing), if it so desires, may engage the IPA (Independent Public Accountant) who made the preceding biennial audit, without the necessity of obtaining proposals from other IPA's."

To expedite this final audit, within the extremely tight time constraints, a proposal has been obtained from Layton and Richardson (IPA who made previous audit).

The Housing and Redevelopment Advisory Board, at its meeting held on October 28, 1975, recommended to City Council, by unanimous vote, that the Mayor and City Clerk be authorized and directed to execute a contract by and between the City of Lansing, Michigan and Layton and Richardson P.C.C.P.A. for Auditing Services pertaining to Urban Renewal Project No. 2, Mich. A-6, final audit.

This contract is subject to approval by the Department of Housing and Urban Development.

For your information, Layton and Richardson's proposal was in the amount of

\$4,500.00, and covers the period from July 1, 1974 through December 31, 1975.

Respectfully submitted,

HOUSING AND
REDEVELOPMENT
ADVISORY BOARD,
RONALD G. STONEHOUSE,
Secretary.

Referred to Committee on Housing and
Redevelopment and Human Resources.

October 30, 1975

Honorable Mayor Gerald W. Graves and

Members of Lansing City Council

Gentlemen:

Subject: Housing and Redevelopment Ad-
visory Board Recommendations
on CD Housing Programs

Pursuant to Section 2A-25(c) of Chapter 2A, Code of Ordinances of the City of Lansing, and the Fiscal Year 1977, Community Development Planning and Budget Process Schedule, the Housing and Redevelopment Advisory Board submits the following program recommendations:

A. Fiscal Year 1976 (July 1, 1975 through June 30, 1976)

1. Initiation of a rehabilitation effort to accomplish the preservation and expansion of the City's housing stock in areas adjacent to Neighborhood Development Areas currently being established as a part of the first year program. Initiation of a rehabilitation effort on this basis would provide a test of the proposed program. It is recommended that the \$180,000 rehabilitation loans and grants funds existing in the approved Community Development application be used to implement this recommendation.

2. Initiation of an acquisition and clearance effort in the Urbandale area, to remove at least the most severely damaged homes in that area. This recommendation addresses only those properties that are uninhabitable, and does not address the recommendations of the Technical Planning Committee which have previously been presented to the City Council.

3. Initiation of a rehabilitation effort within the Neighborhood Development Areas, as soon as the required neighborhood planning and environmental assessment work is accomplished by other departments.

B. Fiscal Year 1977 (July 1, 1976 through June 30, 1977)

1. Continuation and expansion of rehabilitation effort.

The above program recommendations are submitted for your consideration.

Sincerely,

HOUSING AND
REDEVELOPMENT
ADVISORY BOARD,
RONALD G. STONEHOUSE,
Secretary.

Referred to Committee on Housing and
Redevelopment and Human Resources.

October 30, 1975

Honorable Mayor Gerald W. Graves and

Members of the Lansing City Council

Gentlemen:

Subject: Change Order No. 1
Contract No. 1, Site Improve-
ments and Miscellaneous Con-
struction, Riverfront Park
Project No. 2, Mich. A-6

Attached you will find a copy of Change Order No. 1 to the subject contract between the City of Lansing and Brown Brothers, Incorporated. The change order reflects modifications that became necessary as a result of additional work required to accomplish the Phase I construction. Most items in the change order are self-explanatory.

It should be noted that the largest portion of the increase called for in the change order directly relates to the removal and replacement of the entire curb and gutter and public sidewalks on the east side of Grand Avenue, from Shiawassee Street to Saginaw Street. This item represents \$23,498.75 of the \$29,265.87 total increase, and was necessary to accommodate a logical construction sequence. Therefore, this work was moved ahead from its previously scheduled spring construction.

All costs for this change order will be charged against Urban Renewal funds, for which adequate funds exist. It is my recommendation that the change order be approved.

Sincerely,

RONALD G. STONEHOUSE,
Housing and Redevelopment
Director,

Referred to Committee on Housing and
Redevelopment and Human Resources.

November 3, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem

and Council Members:

During the Regular Session of City Council on Monday, October 27, 1975, a number of matters came under discussion when an

amendment to your rules for "Executive Session" was proposed. One of those matters pertained to church pews (seats), and the discussion was as follows, according to the tape of that session:

"Mayor: . . . Insofar as secrecy goes, I would like to ask Mrs. Warr why she signed a purchase order for church pews from Henderson, Texas, before the approval went through and they were delivered. Can you advise me of that while we are talking about secretness?

Mrs. Warr: Mr. Mayor, you are also aware of the fact that that has been investigated by the Controller's Office and I do not sign purchase orders for other agencies — I have no need for church pews in my office.

Mayor: Your name is on the purchase order Ma'am.

Mrs. Warr: The purchase orders as they are sent through in terms of requisitions . . . I do not sign anything that the City Controller doesn't sign, nor have I ever.

Mayor: We will produce those for you.

Mrs. Warr: Fine . . ."

For your information, I am attaching several copies of records, which in themselves make the procedure and the purchase questionable:

A billing from Hall Manufacturing Company, Henderson, Texas, (No. 2837, Invoice No. 5292), in the amount of \$2,272.00, and dated July 14, 1971, for 24 signs and 32 bookracks, "Delivered and Installed." Please note that the billing shows the materials were ordered by Program Management of the City Demonstration Agency (Model Cities), sold to OEO, c/o Mr. Morris Kinsey of the City Demonstration Agency. The billing shows a change in the wording from "seats" to "signs" and was received on July 17, 1971, by Morris Kinsey.

A Purchase Order of the City of Lansing (No. C 5437) confirming the receipt of the aforementioned signs and bookracks. This so-called purchase order and receiving report is dated more than two weeks after the billing was received and signed for by Morris Kinsey, or "8-3-71"—Cardeen Ellison, A City Demonstration Agency employee certified to the receipt of the materials on August 4, 1971, as did someone else in behalf of Jacqueline Warr, then Acting Director of the CDA.

A Claim Voucher from the CDA authorizing payment to Hall Manufacturing Company requested on August 3, 1971, and apparently signed by Jacqueline Warr, Acting Director.

City Demonstration Agency warrant, or check number 821, in the amount of \$2,272.00 made payable to Hall Manufacturing Company, 1321 Industrial Drive, Henderson, Texas.

I am advised that the records still show that Model Cities purchased "church seats, or pews" — Mrs. Warr advised otherwise. The questions, which remain, are:

—Why would Model Cities receive items, before they were ordered?

—If the items received were not seats, what kind of signs would have to be ordered from Henderson, Texas, that were not available locally?

—Why the change in the order from "seats" to "signs"?

—Why was the payment approved?

—Where are the "seats" or "signs," now located?

—Or, were no materials actually received?

—Or, is there something more to this transaction than the records, and Mrs. Warr, care to reveal?

In an attempt to unravel the aforementioned, I have forwarded a communication (see attached) to : HALL MANUFACTURING COMPANY, 1321 Industrial Dr., P.O. Box 99, Henderson, Texas. No reply has been received.

As certain as I am writing to you, Councilman Joel I. Ferguson will throw his usual "blanket of protection" over Mrs. Warr, and all of Model Cities, regarding this matter. However, for once, let him not confuse you and seek your own answers in the interest of the City of Lansing.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

November 3, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and

Council Members:

During the Regular Session of City Council on Monday, October 27, 1975, the following discussion took place between myself and Councilman Joel I. Ferguson, as per the tape recordings of the meeting:

"Ferguson: Mr. Mayor, that is the other point I said earlier. I think what we should have in this City is a grand jury to find out why we haven't had a grand jury.

Mayor: It would be interesting. When a man can buy a major apartment house with repairs for \$300,000 as a member of this Council, forward a communication to a law firm in Washington, be advised he can buy it back in another corporation

for \$750,000 and I'll produce that letter, Mr. Ferguson, it was addressed to you. You do own the Embassy Apartments I think at this present time, don't you? I'll produce that for you this week, addressed from a Washington law firm.

Ferguson: Fine.

Mayor: All right.

Ferguson: And the money too that I made — I would like to spend some of it.

Blair: Mr. Mayor.

Mayor: Councilman Blair.

Blair: I think that it is very unfortunate that remarks were made that my reason for opposing this Council rule is because of the election coming up. I think that this by its own admission one week before the election is a half-hearted attempt to try to snow the public in to that the Council is for open—that the Council has open meetings. I can't say that I would not support this but when it's attempted to bring these things in to shuffle them in at the last minute on ya, something of the magnitude which is, which our Council rules were developed over very many, many years and to not have a chance to have these things checked by the Municipal League and by other governmental agencies around the— and compared to some of the bills that are in the Legislature with open meetings, I think is very dangerous."

Regarding the aforementioned agreement that I should substantiate the statement, I have hereto attached a copy of the letter in question. The only difference surrounds the higher figure of dollars quoted — the figure should have been \$700,000, as per the letter, rather than the figure of \$750,000, as quoted.

Of concern to me is that: a) the Councilman in question did not file a Letter of Intent with the City Clerk, even though he made serious contact with the Lansing Housing Commission to use the Embassy Apartments for a Senior Citizens' rental, dating as far back as January, 1970; b) the Certification of FHA Model Cities Relatedness was approved by Walter S. Sowles, then Director of Model Cities, on April 26, 1971, without knowledge by my office, or notice thereto; and c) the City Attorney, Planning Director, the Executive Assistant and myself were advised by top FHA officials in Grand Rapids on October 10, 1975, that the problems surrounding the Embassy Apartments, the failure of BILD in the past and the lack of an overall package by BILD for the future precludes any commitment for the future FHA funding on the near Westside.

Certainly, this should be of concern to you since you recently overrode my veto of BILD.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

November 3, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

During the Regular Session of City Council on Monday, October 27, 1975, the following discussion took place between myself and Councilman Joel I. Ferguson, as per the tape recordings of the meeting:

"**Mayor:** I will say that Councilman Ferguson made a tremendous story of no secret meetings but he knows it is not fact and I know it is not fact. Councilman Ferguson you have been in meetings that we haven't even been invited to and you sit here and say there have been no secret meetings is an untruth. And, I will ask you if you were at the meeting when members of this body, when I first was elected, hired a private detective agency to look in my background with help from a TV station and a newspaper and this Council the night I took office paid the bill. Were you at the meeting?"

Ferguson: I am not aware of such a meeting.

Mayor: All right, it should come out in the future hearings of WJIM.

Ferguson: Mr. Mayor, what we should have is a grand jury to find out why we haven't had a grand jury.

Mayor: Mr. Ferguson, I will produce you the bills and Ferguson voted for those bills.

Anas: It was not a Council meeting.

Mayor: That session — if you don't — if there are more than 5 members at a meeting somewhere else you don't call it a Council session. Well, I think Mr. Blair is on the right track because I haven't been at meetings, we haven't been notified of some meetings and I think that the Charter says the Mayor is a member of every board and every committee.

Anas: That is right.

Mayor: I have been notified some days the same day of a meeting; I have been notified after we have been here and nobody shows up that the Council Committee has been changed to some other location and I don't look kindly on it. For a man like Mr. Ferguson who knows that bill was paid out of City funds to a Grand Rapids private detective agency to sit here and say that Mr. Blair you are wrong—well, that is an untruth Mr. Ferguson, and I will not accept you calling that man wrong when I know personally in my heart he is right.

Ferguson: Mr. Mayor — Senator McCarthy I know that he used to do it that way, but I think that you owe to the news media and to everyone here to produce copies of those bills that Councilman Ferguson, Belen, Anas, May, who were on the Council at the time, voted for. I think that since you state with true fact—

Mayor: They will be produced—

Ferguson: I think they certainly should be. What has just happened here illustrates what I said earlier in this meeting that this whole dialogue on alleged secret meetings is a political ploy to run interference for certain individuals and I don't feel that it could be more graphically illustrated than this latest outburst of this thing that allegedly happened that the Mayor speaks on with great authority and being the Mayor of the City has access to these records and everything else where we voted on the transfer and now he states he knows in his heart that it happened and can't produce the documents.

Mayor: I didn't say I couldn't produce them, Mr. Ferguson. They were produced at a Federal meeting and they will be up in another Federal meeting shortly.

Ferguson: Mr. Mayor, that is the other point I said earlier. I think what we should have in this City is a grand jury to find out why we haven't had a grand jury."

In regard to my charge, that a private detective was hired, by the City, to look into my background, during my race for Mayor in 1969, and the challenge by Councilman Ferguson to "produce," I submit the following information to you:

—An Invoice (No. I-99, date of 3-31-69, Journal No. A-20) directed to the City of Lansing from P.O. Box 1636, Grand Rapids, Michigan 49501;

—A Claim Voucher of the City of Lansing, dated 4-8-69 (Account No. 100218) in behalf of Allen Commercial Service (same address as above), and signed by the former Controller;

—The Order for Payment (No. A 29714), dated 4-9-69, for Warrant No. 29714, from the City to Allen Commercial Service in the amount of \$318.25, the basis being Invoice I-99, already mentioned;

—A copy of the actual Warrant of Payment (No. 29714) to Allen Commercial Service;

—A copy of the back of the Warrant of Payment, as endorsed over to the Old Kent Bank and Trust Company of Grand Rapids by Allen Commercial Service;

—A copy of the Final Warrant Ledger of the City for the dates April 7, 1969, through April 14, 1969, listing the payment.

One point of interest is the fact that the Invoice originally mentioned has the office,

or name in question, blackened out. However, the Finance Director has advised that the Account Number involved was that assigned to the Office of the former Mayor.

Another point of interest is that the approval of the payment in question was made the very night I took the Oath of Office as Mayor, and contrary to Councilman Joel I. Ferguson, the City Council Proceedings do show that he voted for the payment.

Still another point of interest is that a detective, I am advised, did visit the local newspaper, courthouse, and other points of records in my home town, a matter to me which smacks of Watergate.

I wish to advise that I have been informed by a former employee of WJIM-TV that he was in attendance, with a newspaper reporter, at a meeting of certain City officials held at the Eagle Restaurant, when it was located on old North Washington Avenue — the topic in question was what has already been mentioned.

Further, I wish to advise that a former City employee originally provided to me the aforementioned Invoice Numbers, warrants, etc., and temporarily provided me with a scan of the report of the private detective.

I for one am appalled by the approach used by the City in the past to oppose the candidacy of certain persons. I trust that such will never again take place.

This report is submitted to you as a result of last week's challenge, and sarcastic innuendos, of Councilman Joel I. Ferguson.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING RESOLUTIONS — YOU MAY SPEAK ONLY FOR 3-MINUTES ON ANY ONE RESOLUTION.

No persons spoke.

RESOLUTIONS

By Committee on Housing and Redevelopment and Human Resources—

Resolved by the City Council of the City of Lansing:

That the Mayor and City Clerk are hereby authorized and directed to execute a contract by and between the City of Lansing, Michigan and Layton and Richardson P.C., C.P.A., for audit services pertaining to Urban Renewal Project No. 2, Mich. A-6. This contract is to cover the period of July 1, 1974 through December 31, 1975 and is for a maximum not to exceed amount of \$4,500.00, and

Be It Further Resolved that this contract shall not be in full force and effect until and unless concurred in by the Department of Housing and Urban Development.

Adopted by the following vote:

Unanimously.

By Committee on Housing and Redevelopment, and Human Resources—

Resolved by the City Council of the City of Lansing:

That Change Order No. 1 to the contract between Brown Brothers, Inc., and the City of Lansing, Michigan, dated July 28, 1975, increasing the contract amount by \$29,265.87, from \$468,500.00 to \$497,765.87, due to additional work required by site and field conditions, be approved, and

That the Mayor and City Clerk be and are hereby authorized and directed to execute said Change Order No. 1, upon its approval as to form by the City Attorney and certification as to the availability of funds by the City Controller.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That the City Assessor be, and he is hereby directed to spread on the July, 1976 tax rolls, the cost of cutting weeds in the year 1975, in the amount of \$985.50, as reported this date by the Building Commissioner.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the Lansing Tri-County Regional Manpower Consortium have entered into an agreement to provide for the planning and delivery of manpower services pursuant to the Comprehensive Employment and Training Act of 1973, Title II (Contract No. 878), and

Whereas, the City of Lansing and the Lansing Tri-County Regional Manpower Consortium have modified said contract to recapture and reallocate residual monies;

Now Therefore Be It Resolved, that the City Council approve said modification and direct the Mayor and other City Officials to sign said modified contract.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the Capital Area Transportation Authority (Contract No. 894.053) and the Community Design Center (Contract No. 894.058), hereinafter referred to as subcontractors, did enter into an agreement to provide for the planning and delivery of manpower services pursuant to the Comprehensive Employment and Training Act of 1973, Title II, and

Whereas, a final modification has been prepared to cover allowable costs incurred during the extension of the Title II grant with the above named subcontractors this period being from July 1, 1975-July 31, 1975, and

Whereas, the Capital Area Transportation Authority's budget will be increased from \$40,419.00 to \$42,953.01 and the Community Design Center's budget will be increased from \$3,940.00 to \$3,982.54, and

Whereas, there are sufficient funds in the CETA grant to cover these increases,

Now Therefore Be It Resolved, that the City Council approve said modifications and authorize the Mayor and other City officials to sign said modifications.

Adopted by the following vote:

Unanimously.

By Committee on Parks and Recreation—

Resolved by the City Council of the City of Lansing:

Whereas, the Park Board has reviewed the uses and proposed operations of the Gier Park Community Center, and

Whereas, the Park Board has recommended that fees be established related to the proposed use of facilities based on actual costs.

Now Therefore Be It Resolved, that the Parks and Recreation Department fee schedule be amended to allow the collection of a fee based on actual custodial and utility charges and that this fee be assessed to any agency which charges an admission or collects a donation as part of that program, and

Be It Further Resolved, that the Director of Parks and Recreation be authorized and directed to implement these charges effective this date.

Adopted by the following vote:

Unanimously.

By Committee on Parks and Recreation—

Resolved by the City Council of the City of Lansing:

Whereas, increasing numbers of teams and increasing costs of trophies for the various Adult Leagues have increased operating costs beyond budget estimates, and

Whereas, the Park Board has recommended that we increase the team fees for adult sports to cover these increased costs,

Now Therefore Be It Resolved, that the Park and Recreation Department fee schedule be amended to provide for an additional \$10.00 fee to the league entry in adult sports. This additional fee to be used to provide team and individual awards purchased from an account established for this purpose, and

Be It Further Resolved, that the Director of Parks and Recreation be authorized and directed to implement this policy and charges effective this date.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, Flay J. Dwyer became an Electrical Inspector for the City of Lansing in January, 1960; and

Whereas, Flay J. Dwyer received the registered Certified Electrical Safety Engineer degree in 1965; and

Whereas, Ray J. Dwyer has now been recognized by the International Conference of Building Officials as a Certified Electrical Inspector; and

Whereas, Ray J. Dwyer has successfully completed the certification examination for electrical inspector;

Now, Therefore, Be It Resolved that the Mayor and City Council with the Lansing Building Department commend and congratulate Ray J. Dwyer on his accomplishments in behalf of the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

RESOLUTION

Upon motion made by Councilman Gunther, second by Councilman McKane, the following Resolution was adopted:

“Resolved, that the City of Lansing does hereby accept the terms of the Agreement as received from the Michigan Department of Natural Resources, and that the City does hereby specifically agree, but not by way of limitation as follows:

1. To appropriate the sum of Two Thousand (\$2,000.00) Dollars to match the grant authorized by the Department and to appropriate such additional funds as shall be necessary to complete the project.

2. To maintain satisfactory financial accounts, documents, and records and to make them available to the Department for auditing at reasonable times.

3. To construct the facility and provide such funds, services, and materials as may be necessary to satisfy the terms of the said Agreement.

4. To establish and appoint the _____ to regulate the use of the facility constructed and reserved under this Agreement to assure the use thereof by the public on equal and reasonable terms.

5. To enforce within the confines of the City all state statutes and local ordinances pertaining to marine safety and to enforce statutes of the State of Michigan within the confines of the City pertaining to the licensing of the watercraft. Watercraft not fully complying with the laws of the State of Michigan relative to licensing shall not be permitted to use the said facility until full compliance with such laws has been made.

6. To agree to hold and save the Department and the State of Michigan free from damages due to the construction and/or maintenance of this facility.

7. To comply with any and all terms of the said Agreement including all terms not specifically set forth in the foregoing portions of this Resolution.”

The following aye votes were recorded:

7.

The following nay votes were recorded:

0.

STATE OF MICHIGAN)
COUNTY OF INGHAM) SS

I, Theo Fulton, Clerk of the City of Lansing, Michigan, do hereby certify that the above is a true and correct copy of the Resolution relative to the Agreement with the Michigan Department of Natural Resources which Resolution was adopted by the City Council at a Meeting held November 3, 1975.

THEO FULTON,
City Clerk.

Dated:

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and Building in Lansing's Development (BILD) entered into a Contract effective from July 1, 1974 through September 30, 1974; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and Building in Lansing's Development (BILD) on September 30, 1974 mutually agreed to amend and extend said Contract for the period from July 1, 1974 through June 30, 1975; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and Building in Lansing's Development (BILD) on March 26, 1975 mutually agreed to again amend said Contract; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and Building in Lansing's Development (BILD) on July 16, 1975 mutually agreed to again amend said Contract; and

Whereas, Layton and Richardson, P.C., Certified Public Accountants, have determined that, although total expenditures did not exceed the total budget allocation, certain line item expenditures were in excess of line item budget provisions; and

Whereas, Layton and Richardson, P.C., Certified Public Accountants, have determined that, unless ratified by the City Council of the City of Lansing, certain line item expenditures should be considered ineligible costs because they were in excess of those provided in the Contract budget; now, therefore, be it

Resolved, that the Contract budget be amended as follows:

Acct. No.	Budget Item
9001	Management Personnel From \$88,423.00 to \$88,423.00
9003	Clerical Personnel From \$8,606.00 to \$8,606.00
9057	Fringe Benefits From \$15,435.00 to \$15,435.00
9103	Legal Services From \$1,700.00 to \$0.00
9105	Other Services From \$600.00 to \$8,415.00
9107	Consultant Services From \$4,450.00 to \$3,500.00
9109	Accounting Services From \$5,050.00 to \$0.00
9201	Mileage From \$2,500.00 to \$2,185.00
9203	Travel Conference From \$1,175.00 to \$1,175.00
9205	Meals From \$300.00 to \$300.00
9207	Lodging From \$500.00 to \$500.00
9209	Fees From \$448.00 to \$448.00
9309	Telephone From \$2,200.00 to \$2,239.00
9313	Telephone Alarm System From \$141.00 to \$141.00
9401	Office Supplies From \$1,650.00 to \$1,650.00
9405	Printing From \$420.00 to \$420.00
9425	Postage From \$380.00 to \$380.00

9503	R & M—Office Equipment From \$420.00 to \$420.00
9507	R & M—Transportation Equipment From \$1,200.00 to \$1,200.00
9511	Other Equipment From \$5,013.00 to \$5,013.00
9601	News Advertising From \$900.00 to \$1,170.00
9605	Public Information From \$850.00 to \$780.00
9611	Insurance From \$900.00 to \$861.00
9621	Dues & Subscriptions From \$750.00 to \$750.00

TOTAL From \$144,011.00 to \$144,011.00

Be It Further Resolved, that the Mayor and City Clerk are hereby directed to sign this Resolution on behalf of the City of Lansing after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

P-2-75

Marscot Meadows No. 5—Final Plat

Whereas the Final Plat of Mascot Meadows No. 5 Subdivision has been submitted for approval; and

Whereas the Planning Board, pursuant to Act 285, P.A. 1931, as amended, has approved and recommended that City Council approve the Final Plat subject to the following conditions:

- 1) That a deed or Abstract of Title accompanied by an Attorney's opinion as to the marketability of the land or a Certificate of Title Insurance be submitted to the City Clerk prior to the signing of the Final Plat and the affixing of the Municipal Seal.
- 2) That financial security be posted in the amount specified by the Public Service and Parks Departments prior to the signing of the Plat and the affixing of the Municipal Seal.
- 3) That the requirements and recommendations of the Public Service Department, Parks Department, and Board of Water and Light be adhered to.

Whereas the Planning Committee of City Council and the Public Service and Highways Committee of Council have reviewed the report of the Planning Board and concur therein;

Now, Therefore, Be It Resolved that the Final Plat of Marscot Meadows No. 5 Subdivision is hereby approved subject to the conditions outlined above and all conditions of previous approvals; and

Be It Further Resolved that the City Clerk is directed to transcribe the certificate of approval of the Final Plat of Marscot Meadows No. 5 Subdivision.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Blair, Gunther, May, McKane—6.

Nays: Councilman Brenke—1.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

SJ-4-75

4100 South Logan Street

More particularly described as:

Lot 1, except the north 102 feet, Supervisor's Plat No. 5, City of Lansing, Ingham County, Michigan.

Whereas a request has been made by Walter Bender, President, Bender Foods, Inc. (Arthur Treacher's), to allow the erection of a mobile sign upon the premises described above for the purpose of advertising the commercial use of the property; and

Whereas, the Planning Department has reviewed this request in accord with Section 36-41(9) and has found a large, pole-type ground sign presently exists on this site identifying the Fish and Chips restaurant; and

Whereas it is the intent of the Zoning Code to allow at least one identification sign for commercial type operations; and

Whereas it has been the policy of the City Council to discourage numerous signs at any one location; and

Whereas the Planning Committee of Council has reviewed this request and believes that the one permitted identification sign is in keeping with the general intent of the Zoning Code, and, therefore, would not recommend any additional ground signs at this location;

Now, Therefore, Be It Resolved that the Council of the City of Lansing denies the request for any further type of identification signs at this location.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

SJ-3-75

Southeast corner Waverly and Jolly Roads

More particularly described as:

Commencing 163 feet south of the northwest corner of Section 6; thence south 102 feet, south 89°36' east 405.9 feet parallel with north section line, north 40°59' east 348.95 feet on southeasterly right-of-way line former NYC RR to north Section line, north 89°36' west 471.8 feet to a point 163 feet east of the northwest corner of Section 6, south 163 feet, west 163 feet to beginning; Section 6, T3N, R2W.

Whereas, a request for permission to erect an advertising sign for Walgreen's Drug Store within the "J" Parking District has been filed by Patrick Reid for the above described property; and

Whereas, pursuant to Chapter 36, Section 36-41(9) of the Code of Ordinances of the City of Lansing, the Planning Department has reviewed this request; and

Whereas, the Planning Department, upon review of this request would like to point out that a temporary sign for this property was issued by the City Council on September 8, 1975 for a period not to exceed thirty (30) days, and that the applicant is now requesting that the type of sign initially allowed be permitted as a permanent sign, located at the same location; and

Whereas the Planning Department has reviewed this request for a permanent type sign, recommends that this sign be approved providing that it is installed in accord with the Mobile Sign Ordinance, Section 9-54.1; and

Whereas the Planning Committee of Council concurs with the Planning Department recommendation;

Now, Therefore, Be It Resolved that the Council of the City of Lansing approves and allows erection of a permanent sign on the above described property and that said sign shall be established in accord with the Mobile Sign Ordinance, Section 9-54.1.

Adopted by the following vote:

Unanimously.

By Committee on Personnel—

Resolved by the City Council of the City of Lansing:

Whereas, a petition signed by 135 non-bargaining unit employees of the City of Lansing has been found by the City Personnel Director as being representative and proper as to form, and,

Whereas, said petition has respectfully requested a reasonable modification of Article III "Holidays" of the City's current Personnel rules, to wit, amending on a one time only basis, the authorized holiday December 24, 1975 to read "December 26, 1975" and the authorized holiday December 31, 1975 to read "January 2, 1976," and,

Whereas, the City Personnel Director has discussed such proposed amendment with major Department Heads and determined

that such amendment will not cause any problems of substance involving the efficient provision of essential services, and,

Whereas, the City Personnel Director has requested and received a duly dated and signed Memo of Understanding from officials of Local 1390 American Federation of State, County and Municipal Employees agreeing to the above stated holiday amendment as same effects the current Union Contract between the parties,

Now Therefore, Be It Resolved, the City Council of the City of Lansing, Michigan authorizes and directs the City Personnel Director to, on a one time basis, amend Personnel Rule III to read as follows: Change "Day before Christmas" to read "December 26, 1975" and "Day before New Year's Day" to read "January 2, 1976" and further, the City Council extends its best wishes for a Merry Christmas and a Happy New Year to all City of Lansing personnel.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows:

\$ 24,000.00 from Reserve for Emergencies
A/C 101-941-000-963

\$ 22,000 to Equipment—City
Hall & Police Bldg.
A/C 101-263-000-977

2,000.00 to Equipment
Maintenance—City
Hall & Police Bldg.
A/C 101-263-000-933

\$ 135.00 from Contingencies
A/C 191-822-001-499

\$ 135.00 to Administrative
Expense
A/C 191-822-001-410

\$150,000.00 from Estimated Revenues—
Service Garage Fund
A/C 640-000-000-160

\$150,000.00 to Vehicles—Service
Garage Fund
A/C 640-536-000-985

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

JOHN T. ANAS,
TERRY J. McKANE,
JAMES D. BLAIR,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
Committee on Finance.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT V

Committee on Public Service and
Highways—

Resolved by the City Council of the City of Lansing:

That the supplementary special assessment roll for razing residence by the owner's request and City Council orders:

Assessment Roll No. 20-K

Location—1707 Indiana Ave.

517 Birch St.

521 Birch St.

519 Birch St.

as returned by the City Assessor be and the same is hereby ratified and confirmed, and that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to refund to all persons who have paid said tax as originally assessed the pro rata amount of difference as shown in said supplementary roll, and collect all unpaid tax as shown on said roll or before February 3, 1976.

Adopted by the following vote:

Unanimously.

ZONINGS

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-42-75 — 409 West Jolly Road,

be re-zoned from "C" Two Family Residence District to "D-1" Professional Office District and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 24th day of November, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 15th day of September, 1975, this council was petitioned to change the following de-

scribed property from "A" One Family Residence District to "F" Commercial District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 3rd day of November, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-43-75 — Northwest corner Cavanaugh and Aurelius Roads,

more particularly described as:

All of lots 104, 105, 116, 117, 118, 119, 120, 121, with all of Lot 111, except the westerly 40 rods, Supervisor's Plat of Cherry Hill Subdivision; a part of the east $\frac{1}{2}$ of the northeast $\frac{1}{4}$ section 34, T4N, R2W, City of Lansing, Ingham County, Michigan,

from "A-1" Family Residential District to "F" Commercial District.

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised the City Council to approve this petition subject to the requirements of a landscape, screening, and fencing plan for the complete site, and lighting of the parking area so directed toward the development so as not to be offensive to the adjacent property owners; and

Whereas the Planning Committee of Council, to whom was referred the report of the Planning Board, did concur there with;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "A-1" Family Residential District to "F" Commercial District be approved; and

Be It Further Resolved that the appropriate landscape, screening, and fencing plans for the complete site be submitted to, and approved by, the Planning Department prior to development of this site. Lighting of the parking areas shall be directed toward the development so as not to be offensive to the adjacent property owners.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 2nd day of September, 1975, this council was petitioned to change the following described property from "A" One Family Residence District to "F" Commercial District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 3rd day of November, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-43-75 — 524 East Miller Road, more particularly described as:

Lot 34, Supervisor's Plat No. 9, except commencing 6.7 feet, North of Southwest corner Lot 34; thence South 6.7 feet, 3°89'46" east 161.65 feet, Northwesterly along easterly lot line 71.5 feet, Southwesterly 145 feet to beginning, T3N, R2W, City of Lansing, Ingham County, Michigan,

from "A-1" Family Residential District to "F" Commercial District.

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised the City Council to grant the petition subject to a landscape, screening, and fencing plan being submitted to, and approved by, the Planning Department prior to any further development of the site; and

Whereas the Planning Committee of Council, to whom was referred the report of the Planning Board, concurred therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "A-1" Family Residential District to "F" Commercial District be approved.

Be It Further Resolved that a landscape, screening, and fencing plan be submitted to, and approved by the Planning Department, and the appropriate fencing be installed where the subject property abuts a residential use.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

That the following resolution be considered read as it is a denial from the Planning Board.

Whereas, by petition duly filed on the 25th day of August, 1975, this council was petitioned to change the following described property from "A" One Family Residence District to "F" Commercial District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 3rd day of November, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-40-75 — 4610 South Logan Street,
more particularly described as:

Lot 101, Supervisor's Plat of Prosperity Farms No. 1, City of Lansing,
Ingham County, Michigan,

from "A-1" Family Residential District to
"F" Commercial District.

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised the City Council to approve this request providing that before any further development of the site occurs, that a landscape, screening, and fencing plan and parking lot plan be submitted to, and approved by, the Planning Department prior to the issuance of Building Permits; and

Whereas, the Planning Committee of Council, to whom was referred the report of the Planning Board, concurs therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "A-1" Family Residential District to "F" Commercial District be approved; and

Be It Further Resolved that a landscape, screening, and fencing plan and parking lot plan be submitted to, and approved by, the planning Department prior to development and issuance of Building Permits.

Adopted by the following vote:

Yeas: Councilmen Belen, Blair, Brenke, Gunther, May, McKane—6.

Nays: Councilman Anas—1.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$2,009,571.66.

Signed:

JOHN T. ANAS,
TERRY J. McKANE,
JAMES D. BLAIR,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
Committee on Finance.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

That Councilman Ferguson be excused from the session.

Carried.

By Councilman Gunther—

That we reconsider action taken on zoning petition Z-40-75 — 4610 South Logan Street.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 25th day of August, 1975, this council was petitioned to change the following described property from "A" One Family Residence District to "F" Commercial District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 3rd day of November, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-40-75 — 4610 South Logan Street,

more particularly described as:

Lot 101, Supervisor's Plat of Prosperity Farms No. 1, City of Lansing,
Ingham County, Michigan,

from "A-1" Family Residential District to
"F" Commercial District.

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised the City Council to approve this request providing that before any further development of the site occurs, that a landscape, screening, and fencing plan and parking lot plan be submitted to, and approved by, the Planning Department prior to the issuance of Building Permits; and

Whereas the Planning Committee of Council, to whom was referred the report of the Planning Board, concurs therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "A-1" Family Residential District to "F" Commercial District be approved; and

Be It Further Resolved that a landscape, screening, and fencing plan and parking lot plan be submitted to, and approved by, the Planning Department prior to development and issuance of Building Permits.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—May—

Resolved by the City Council of the City of Lansing:

That the rule prescribed in Sec. 5.5 (g) of the Charter relative to considering business not on the agenda, be waived.

Carried.

Request from The Democratic Party of Ingham County for a 24-hour liquor permit for November 8, 1975.

Referred to Committee on City Affairs.

REPORT OF COMMITTEE

The Committee on CITY AFFAIRS, to whom was referred the request of the Democratic Party of Ingham County for permission to serve alcoholic beverages at a fund raiser on November 8, 1975 at 5024 S. Cedar Street, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, by petition duly filed on October 22, 1975, this council was petitioned to establish a Lansing Plant Rehabilitation District No. 1 pursuant to Act 198, 1974 being Section 207,551 to 207,571, M.C.L., and

Whereas, due notice has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 3rd day of November, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is commonly known as:

2200 Olds Avenue,

more particularly described as:

Parcel "A." Lots 43 through 47, Lot 42 and Outlot "A" exc that part being used for Olds Avenue, Lot 37 and 38, S 90 ft. of Lot 36, S 60 ft. Lots 31 through 35, all in Smith's Subdivision of a part of Block 9, Townsend's Subdivision on N ½ Sec. 20, T4N, R2W, City of Lansing, Ingham County, Michigan.

Parcel "B." S 125 ft. Lot 15, S 55 ft. Lot 16, S 25 ft. Lot 17 all in Smith's Subdivision of a part of Block 9, Townsend's Subdivision on N ½ Sec. 20, T4N, R2W, City of Lansing, Ingham County, Michigan.

Now, Therefore, be it resolved that the Council of the City of Lansing ordains that the petition to establish a Lansing Plant Rehabilitation District No. 1 to the above described property be approved.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and Properties—

Resolved by the City Council of the City of Lansing:

Whereas, the following described land in Ingham County:

Lot 5, Block No. 1, Kempf's Addition, City of Lansing—Vacant Lot on Chelsea Avenue,

was deeded to the State of Michigan on May 6, 1975, through non-redemption from the county treasurer May 7, 1974, tax sale; and

Whereas, said lands are now under the jurisdiction of the Department of Natural Resources and may be withheld from the first sale at which they are scheduled to be offered for the purpose of redemption on behalf of the former owner as provided for in Section 131c of Act 206, Public Acts of 1893, as amended;

Now, Therefore, Be It Resolved by the City of Lansing that application is hereby made to the Department of Natural Resources to withhold said lands from sale; and

Be It Further Resolved, that said City of Lansing does hereby authorize the county treasurer to collect all delinquent taxes on said lands if application is made by the owner thereof during the period for which said lands are withheld from sale of this application.

Adopted by the following vote:

Unanimously.

By Councilman May—

Resolved by the City Council of the City of Lansing:

Whereas, certain areas of the City of Lansing commonly referred to as North Lansing and historically recognized as the birthplace of Lansing as a municipality; through the concerted and sincere efforts of the area's residents and leaders, are now recognized as areas which exhibit certain immediate and high priority capital improvement needs, and

Whereas, the revitalization of North Lansing can only begin if the twin ingredients of an enthusiastic and strong resident and citizen determination for self-help, on the one hand, and an equally strong commitment for meaningful municipal government's financial assistance, on the other hand, can be sensibly meshed together so that all of the wheels of the revitalization vehicle are pulling their appropriate weight, and

Whereas, the passage of an unknown period of time may or may not produce an uncertain amount of Federal Program Community Development funds which could perhaps be utilized as one of the necessary twin ingredients almost certainly long after the resident and citizen enthusiasm and determination have withered and died due to lack of nourishment, now,

Therefore, Be It Resolved that the City Council of the City of Lansing make a decision not to await the uncertain availability of Federal Community Development

funds and instead, establish as a number one Capital Improvement priority for the express purpose of beginning a sound and sensible North Lansing Revitalization Program.

That this be referred to the Capital Improvements Committee and the Mayor's Budget Committee.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Brenke, Gunther, May, McKane—6.

Nays: Councilman Blair—1.

Charles Kaner spoke relative more bus service and location of fire station.

Mary Haney, 1312 Roosevelt, spoke relative petitions for foot patrolmen in North Lansing also alarm system.

Council adjourned at 8:45 P.M.

THEO FULTON,
City Clerk,

Lansing, Michigan

November 3, 1975

F/B

Address Correction Requested

BULK RATE
U. S. POSTAGE
PAID
Permit No. 1461
Lansing, Michigan

953

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, November 10, 1975

CITY COUNCIL ROOMS

Lansing, Michigan

November 10, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Anas, Belen, Blair, Brenke, Ferguson, Gunther, May, McKane—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Gunther.

Pledge of Allegiance was given by Elsie D'Haene of Waverly Jr. High School.

The record of the previous session was approved as printed.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

ELECTRICAL CONTRACTOR—C. L. Becker & Son.

POOL ROOM—Thomas Wright, Sr.

PUBLIC DRIVERS—John B. Fishbeck, William Robert Jones, Robert Louis Pohl.

MECHANICAL DEVICE—Silvio's Bar.

Referred to Committee on Ordinance and Contracts.

Stephens Engineering, Inc., request preliminary approval of Plat of Sunset Hills No. 10.

Referred to Planning Board and Public Service Board.

Claim filed by Mrs. Florence Weinert for damages to automobile due to accident with city car.

Referred to City Attorney and Public Service Department.

Petition filed for rezoning:

Z-58-75—

Lots 20, 21, East 19 ft. of Lot 19, also East 16 feet of North 10 feet, Lot 31 and North 10 feet of Lots 32 and 33, Hollywood Subdivision, City of Lansing, Ingham County, Michigan, from "B" One Family Residence District to "D-1" Professional Office District—(916 East Mt. Hope Avenue).

Referred to Planning Board.

Petition filed for:

S-6-75—

Sanitary Sewer on West Miller Rd. from the existing sewer at Winterset Dr. east to Daft St.

Referred to Department of Public Service.

Letters from Liquor Control Commission submitting requests from:

J's Chalet Restaurant and Lounge, Inc., for a new Dance Permit to be held in conjunction with 1975 Class "C" license at 1515 Center St.

The Charcoal Galley, Inc., for new dance permit to be held in conjunction with 1975 Class "C" license at 2627 N. East St.

Referred to Committee on Ordinance and Contracts.

Requests filed for special 24-hour liquor permits for:

G. P. Promotion—November 22, 1975—Prudden Hall in Civic Center.

The Department of Management and Budget—The Bureau of Facilities—December 12, 1975—National Guard Armory.

Michigan Liquor Control Commission—December 16, 1975—Civic Center.

The Ingham County Democratic Party—November 15, 1975—Democratic Hall.

Referred to Committee on City Affairs.

Letter from Paul A. Lewis and Lyn Keep in regard to conditions that exist at rear of their property on Jolly Rd. due to fill dirt being dumped.

Referred to Public Service Department and Building Department.

Letter from County Clerk of Ingham County relative Public Act 245, 1975, State Revenue Sharing Special Census.

Referred to Committee of the Whole and City Attorney.

Letter from Save the Moon House, Inc., requesting extension of time for restoration of moon house.

Referred to Committee of the Whole.

Request from Federal Drop Forge Co. to apply for an Industrial Facilities Exemption Certificate to establish a Plant Rehabilitation District.

Referred to City Assessor and City Attorney.

Letter from Art Craft Display, Inc., relative Civic Center Air Conditioning.

Referred to Committee on Buildings and Properties and Civic Center Board.

Continental Cablevision of Lansing, Inc., submits balance sheet and operating statement.

Referred to Committee of the Whole and City Attorney.

REPORTS OF COMMITTEES

The Committee on ORDINANCE AND CONTRACTS approve the following applications and bonds for licenses:

ELECTRICAL CONTRACTOR — C. L. Becker & Son.

POOL ROOM—Thomas Wright, Sr.

PUBLIC DRIVERS—John B. Fishbeck, William Robert Jones, Robert Louis Pohl.

MECHANICAL DEVICE—Silvo's Bar.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of G. P. Promotions for permission to serve alcoholic beverages at the Civic Center on November 22, 1975, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of The Bureau of Facilities for permission to serve alcoholic beverages at the National Guard Armory on December 12, 1975, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee of CITY AFFAIRS, to whom was referred the request of Michigan Liquor Control Commission Christmas Party Fund Association for permission to serve alcoholic beverages at the Civic Center on December 16, 1975, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Ingham County Democratic Party for permission to serve alcoholic beverages at their headquarters at 5024 S. Cedar Street on November 15, 1975, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred the rezoning petition Z-41-75 —1440 South Pennsylvania Avenue from "E-1" Drive-In Shop District to "F" Commercial District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

Director of Finance submits the Municipal Parking System Quarterly Financial Statement for September, 1975.

Received and placed on file.

October 31, 1975

Honorable Mayor and Members

of the Lansing City Council

Lansing, Michigan

Re: Bzurpy's Bar

Dear Mayor and Council:

I have enclosed for your review a copy of the transcript of the public hearing held to consider the revocation of Bzurpy's cabaret license and to recommend to the Liquor Control Commission the revocation of their liquor license. I have also included for your review a copy of the

Articles of Incorporation of Bzurpy's, Inc., which specifies the name of the incorporator as Ralph Burpee and lists his address as 349 University Drive, East Lansing, Michigan. It further lists that individual as the initial registered agent for the corporation.

I have also attached copies of the Affidavits of Mary Pierce and Rex Burt to evidence the attempts to notify this resident agent of the commencement of these proceedings. One piece of evidence regarding that establishment was submitted by the Police Department at the October 15th hearing, a violation report, and that has also been included.

Five of the members of the City Council and the Mayor were present during the entire hearing. Prior to the time the Council votes on this matter, the remaining Council members who were not present for the entire proceedings must read the entire transcript and review the Police Department exhibit. I have transmitted a copy of these proceedings to Mr. Burpee.

If I may be of further assistance to you in this matter, please feel free to contact me.

Respectfully submitted,
PETER HOUK,
 City Attorney.

Referred to Committee of the Whole and Mayor.

TO: Mayor Pro Tem Jack Gunther,
 City Council Members,
 The Honorable Mayor Graves

FROM: Lynda M. Egbert, Bicentennial
 Director

The Lansing Bicentennial Commission is sponsoring a "Spirit of '76" Weekend July 2, 3, and 4, 1976.

July 2, will consist of "A Concert on the Lawn" with the Lansing Symphony performing along the Riverfront and a Venetian Nights Regatta on the Grand River through the Center City Area.

July 3, consists of our Independence Day Parade.

July 4, consists of an Ecumenical Church Service along our Riverfront, emphasizing a Re-Dclaration of Spirit.

Many more specifics regarding our "Spirit of '76" Weekend will materialize as we progress with our meetings, however, we request permission from City Council to schedule these activities during July 2, 3, and 4, 1976. Furthermore, we request a parade permit to hold our parade Saturday, July 3, 1976.

I am sure City Council will agree that the nature of our activities necessitates close cooperation with the Parks and Recreation Department. Consistent with the wishes of City Council, the Lansing Bi-

centennial Commission is now planning Ethnic Festivals along our Riverfront sometime during early fall 1976. We do not have a date or know the form that these festivals will take, however, we are meeting with various Ethnic groups and are getting a positive response from them.

Attached please find a copy of our inter-office memo to Mr. Ted Haskell requesting close cooperation of our upcoming activities.

Received and placed on file.

November 6, 1975

Honorable Mayor and City Council
 City Hall
 Lansing, Michigan
 Gentlemen:

Attached is Change Order No. 1, submitted by Ayala's Concrete & Excavation & Kenneth Noyce, a Joint Venture, on the Hector Drain Area Storm and Sanitary Sewer Improvements, contract PS 55037, increasing the amount of the contract by \$1,668.80, due to the separation of the storm water from the sanitary sewer in Holmes Rd. at Burchfield.

I would recommend approval of this Change Order.

Respectfully submitted,
ROBERT R. BACKUS,
 Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred Change Order No. 1, submitted by Ayala's Concrete & Excavation & Kenneth Noyce, A Joint Venture, on the Hector Drain Area Storm and Sanitary Sewer Improvements, contract PS 55037, increasing the amount of the contract by \$1,668.80, due to the separation of the storm water from the sanitary sewer in Holmes Rd. at Burchfield, reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JAMES D. BLAIR,
JACK D. GUNTHER,
 Committee on Public Service
 and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

Novmeber 6, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is Change Order No. 2 (Final), submitted by Rieth-Riley Construction Co., Inc., on the 1975 Blacktop Construction, contract PS 18023, increasing the amount of the contract by \$15,815.85, due to the addition of streets by Change Order No. 1.

I would recommend approval of this Change Order.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred Change Order No. 2 (Final), submitted by Rieth-Riley Construction Co., Inc., on the 1975 Blacktop Construction, contract PS 18023, increasing the amount of the contract by \$15,815.85, due to the addition of streets by Change Order No. 1, reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JAMES D. BLAIR,
JACK D. GUNTHER,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

November 6, 1975

Honorable Mayor and City Clerk

City Hall

Lansing, Michigan

Gentlemen:

Attached is a proposed Full Protective Maintenance Proposal submitted by Westinghouse Electric Corporation, Westinghouse Elevator Company, for the full maintenance on the elevators in the Washington Square Annex Building.

The cost to the City of Lansing for this Agreement would be \$604.00 per month.

I would recommend approval of this Agreement, and that the Mayor and City Clerk be authorized to sign this Agreement after approval by the City Controller as to the availability of funds, and after the approval as to form by the City Attorney.

Respectfully submitted,

SAM R. CLAY,
Property Manager.

Referred to Committee on Buildings and Properties.

November 3, 1975

Honorable Mayor and Members

of City Council

City of Lansing, Michigan

Re: Proposed Bleacher Contract with
Lansing Ice Arena.

Gentlemen:

The Park Board at the meeting of October 15th reviewed the request from the Capitol Area Prep Hockey League for a Cooperative Agreement between the City of Lansing and the Lansing Ice Arena for the use of Park and Recreation Department bleachers during the coming hockey season, with the understanding that the Capitol Area Prep Hockey League would receive free ice time to enable them to carry out their program. The Prep Hockey League represents teams of the Lansing area and the youth involved are of high school age. These teams are associated with the area high schools but, except for Catholic Central, receive no financial support from the schools. After considerable discussion the Park Board made the following recommendations.

Moved by Fletcher, supported by Bergau, that a recommendation be sent to City Council requesting approval on rental of bleachers by the Lansing Ice Arena. The motion was amended to read that the staff determine a satisfactory rental of the bleachers on a one season basis. Carried.

We have met with representatives of the Capitol Area Prep Hockey League, Lansing Ice Arena and City Attorney's office. The discussion by the Park Board indicated that a rental fee should include the cost of taking the bleachers out to the arena, bringing them back, and a reasonable amortization charge. They should also agree to cover the repair or replacement of any damaged bleacher units, and further agree that the Capitol Area Prep Hockey League would have free ice time for the season.

We have determined that on the basis of past experience it will cost approximately \$25.00 per unit to move and return the bleachers. On a amortization schedule of ten years we feel an additional \$15.00 would

cover the depreciation of the units for a three month period. This makes a total of \$40.00 per section. The Lansing Ice Arena indicated that they have a space approximately 16 ft. x 90 ft. to put the bleachers in. Since each bleacher unit is approximately 9 ft. x 15 ft. they would have room for six bleacher units for a total rental of \$240.00.

Inasmuch as this type of youth sports activity is very similar to that presently offered by the City in baseball, softball, basketball and flag football, and that the City does not yet have suitable ice facilities for such activities it is the Board's recommendation that the City would encourage such sports activity by working out such a Cooperative Agreement on condition that:

1. The rental fee of approximately \$240 for six units be paid.
2. That the Lansing Ice Arena agree to repair or replace any damaged units.
3. The Lansing Prep Hockey League be given free ice time for the duration of this season.

With the agreement of Council, the City Attorney and the Director of Parks and Recreation can prepare such a contract for approval by City Council.

Respectfully submitted,

THEODORE J. HASKELL,
Director of Parks and
Recreation.

Referred to Committee on Parks and Recreation.

November 6, 1975

Honorable Mayor Graves
and Members of City Council
Gentlemen:

A request from the Olds Plaza Hotel to allow parking after 6:00 P.M. on both sides of Capitol Avenue from Michigan Avenue to Allegan Street has been reviewed by the Traffic Board. The requested change would provide additional parking for evening hotel functions. Traffic volumes in the CBD are substantially lower after 6:00 P.M., and allowing parking on Capitol Avenue would not restrict traffic flow.

The Traffic Board recommended:

No Parking—6:00 A.M. to 6:00 P.M.

Capitol Avenue—West side—Michigan Ave. to Allegan St.

Capitol Avenue—East side—Michigan Ave. to 100 ft. north of Allegan St.

No Stopping, Standing or Parking

Capitol Avenue—East side—100 ft. north of Allegan St. to Allegan St.

The No Stopping, Standing or Parking zone is to provide a permanent left turn lane at Allegan Street.

The recommendation was adopted by a 6 - 0 vote.

Respectfully submitted,

LANSING TRAFFIC BOARD
Raymond O. Severy,
Secretary.

Referred to Committee on Public Safety.

REPORT OF COMMITTEE

The Committee on PUBLIC SAFETY, to whom was referred the recommendation of the Traffic Board of the following change in parking regulations:

No Parking—6:00 A.M. to 6:00 P.M.

Capitol Avenue—West side—Michigan Ave. to Allegan St.

Capitol Avenue—East side—Michigan Ave. to 100 ft. north of Allegan St.

No Stopping, Standing or Parking

Capitol Avenue—East side—100 ft. north of Allegan St. to Allegan St.

reports as follows:

The Committee concurs in the recommendation of the Traffic Board.

Signed:

TERRY J. McKANE,
JOHN T. ANAS,
WILLIAM A. BRENKE,
ROGER T. MAY,
JOEL I. FERGUSON,
Committee on Public Safety.

By Councilman McKane—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

November 6, 1975

Honorable Mayor and City Council
City Hall
Lansing, Michigan

Gentlemen:

The Board of Public Service, to whom was referred the re-plat of Concord Village, recommends that, because there is storm and sanitary sewers available and adequate, that said plat be approved.

Respectfully submitted,
BARBARA GARLOCK,
Secretary.

Referred to Committee on Public Service and Highways.

November 6, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

The Board of Public Service, to whom was referred the request from Steven J. Jones to extend a fence five feet onto the City right of way on Marywood Ave., recommends that the request be approved, provided that if the City finds it necessary to occupy that portion of the easement, that said fence be removed at the owner's expense.

Respectfully submitted,

BARBARA GARLOCK,
Secretary.

Referred to Committee on Public Service
and Highways and Building Department.

November 6, 1975

SUP-14-75

1033 Lenore Avenue

Honorable Mayor and Members
of City Council:

The Planning Board, at their meeting of November 3, 1975, recommended approval of the request for a Special Use Permit by Reverend William H. Warren, Christ Temple Church, to operate a Day Care Center on the church property at 1033 Lenore Avenue. Board approval was given subject to a six foot (6') chain link fence being placed at the south property line.

The Board believes that the existing church site and open space is adequate for the proposed Day Care Center facility without seriously affecting adjacent properties.

The Board further recommends that the improvements required by the Fire Department and Building Department be completed prior to the use as proposed.

This approval was given by a unanimous vote of the Board.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

November 6, 1975

Z-51-75

5824 South Cedar Street

Honorable Mayor and Members
of City Council:

The Planning Board, at their November 3, 1975 meeting, considered the request for the rezoning of property located at 5824 South Cedar Street from "A-1" Single Family Residential District to "F" Commercial District. The Board did not recommend a change of zoning. This request failed to receive the necessary six votes for approval.

The Board believes that commercial development at this location in relation to all existing streets would create a substantial amount of traffic conflict.

The Board further believes that this land should be assembled with adjacent lands to promote overall development of the site. This would protect investments of adjacent residential properties and tend to lessen the impact of traffic on the adjacent streets.

One person spoke at the November 3, 1975 public hearing in favor of this request. The Board vote was 4 yeas, 4 nays.

Sincerely,

ALAN E. TUBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

November 6, 1975

Z-54-75

4719 and 4729 South Pennsylvania Avenue

Honorable Mayor and Members
of City Council:

The Planning Board did not hold public hearing on the Z-54-75 case at their November 3, 1975 meeting. This requested change of zoning concerned the properties at 4719 and 4729 South Pennsylvania Avenue being changed from an "A-1" Single Family Residential District to "D-1" Professional Office District. The petitioner, Les Seidell, was present at that meeting to state that following his petition request, he had held negotiations with citizens of that area.

It is Mr. Seidell's decision to withdraw this request because of the negative responses received from the residents within that area to his proposed development.

This request for withdrawal was accepted unanimously by the Board.

Sincerely,

ALAN E. TUBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

November 6, 1975

Z-46-75

701 North Logan Street

Honorable Mayor and Members
of City Council:

The Planning Board, at their meeting of November 3, 1975, recommended that the petition by Provincial House, Incorporated,

to rezone property in the vicinity of 701 North Logan Street from "J" Parking, "D" Apartment, and "B" Residential Districts to "F" Commercial and "J" Parking Districts, as filed, be denied.

The Board further recommended that the property on the southwest corner of Logan Street and Church Court be rezoned from "B-1" Family Residential District to "J" Parking District; and that the property located on the northwest corner of Saginaw and Logan streets be rezoned from "D" Apartment and "J" Parking Districts to "F" Commercial District; and that the parcel lying east of Logan Street included within this request remain in its present zoning classification.

The Board believes that the changes of zoning will allow reasonable use of the land and promote development of the site in accord with the overall zoning policies of this area.

The Board further believes that the parcel of land lying east of Logan Street should be retained in its present zoning classification so as not to encourage piecemeal commercial development of the existing residential area.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

November 6, 1975

Z-52-75

2339 South Cedar Street

Honorable Mayor and Members
of City Council:

The Planning Board, at their meeting of November 3, 1975, recommended to City Council that the requested change of zoning at 2339 South Cedar Street from "D-M" Multiple Dwelling District to "D-1" Professional Office District be denied.

The Board believes that the site is too small for both the existing apartment use on the site and the proposal to open a tax office at this location. The Board believes that if this change were endorsed, it would promote over-development of a site without adequate off-street parking.

Two people spoke in opposition to this request at the public hearing of November 3, 1975.

This recommendation is made by a unanimous vote of the Board.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

November 6, 1975

Z-48-75

3225 Aurelius Road

Honorable Mayor and Members
of City Council:

The Planning Board, at their meeting of November 3, 1975, recommended that this request by Provincial House, Incorporated, from "A-1" Family Residential District to "D-1" Professional Office District be approved providing that storm sewers are available to serve the site prior to development.

The Board believes that the change of zoning will promote development in accord with the overall development plan submitted to, and approved by, the Planning Board at their meeting of October 22, 1975.

This recommendation is made by a unanimous vote of the Board.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

November 6, 1975

Z-53-75

3007 North East Street

Honorable Mayor and Members
of City Council:

The Planning Board, at their November 3, 1975 meeting, recommended to City Council that the request by Mr. and Mrs. Donald R. Wolfe and Mr. and Mrs. John R. Wolfe to rezone the property at 3007 North East Street from "J" Parking District to "F" Commercial District be approved, providing that before the issuance of Occupancy Permits for any new addition that a landscape, screening, and fencing plan shall be submitted to, and approved by, the Planning Department.

The Board believes that the change will allow development of the site in accord with the requirements of the Zoning Ordinance without any serious impact on adjacent development.

This recommendation was made by a unanimous vote of the Board.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

November 6, 1975

Z-50-75

3005 and 3017 South Logan Street ;

1000-1004 Loa; and

925 and 1001-1011 Dunlap Street

Honorable Mayor and Members
of City Council:

The Planning Board, at their November 3, 1975 meeting, recommended that the petition by Jon C. Ezzo to rezone property with frontage on Logan, Dunlap, and Loa streets from "A-1" Family Residential and "J" Parking Districts to "T" Commercial District be approved subject to a landscape, screening, and fencing plan being submitted to, and approved by, the Planning Department. Said plan shall reflect a decorative masonry wall along the east property line.

Ingress and egress of this site shall be subject to approval by the Traffic Engineer. The Board believes that this change of zoning will not seriously affect adjacent properties, providing that adequate screening and traffic control to and from the site is regulated.

This recommendation received unanimous support of the Board.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

November 6, 1975

Z-49-75

830 East Mt. Hope Avenue

Honorable Mayor and Members
of City Council:

The Planning Board, at their November 3, 1975 meeting, recommended that the request by Olson-Westwood Land Company to rezone 830 East Mt. Hope Avenue from "B-1" Family Residential District, "T" Commercial District, and "J" Parking District to "D-1" Professional Office District be approved providing that access to this site is limited to Mt. Hope and Donora streets. In other words, no vehicular access shall be permitted to McKim Street. And further providing that landscaping, screening, and fencing shall be provided with development of this site, with said plan being subject to approval by the Planning Department.

The Board does not believe that this change will seriously affect existing development around this site. It is further felt that the change of zoning from "T" Commercial District to "D-1" Professional Office District will promote more desirable development within this residential neighborhood.

This recommendation is made by a unanimous vote of the Board.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

October 31, 1975

Honorable Mayor and Members
of the Lansing City Council
Lansing, Michigan

Dear Mayor and Council:

I hereby request permission to abstain from voting in all contractual matters which relate to General Motors Corporation and any of its operating divisions including specifically Oldsmobile, and upon any matters which might benefit solely that corporation pursuant to the statutory requirements set forth in 1968 PA 317, §2.

Respectfully submitted,

WILLIAM A. BRENKE,
Councilman.

Referred to Committee of the Whole.

November 10, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

In a communication to you, dated November 3, 1975, I advised of the concerns of FHA officials of the problems surrounding the Embassy Apartments, the failure of BILD in the past and the lack of an overall package by BILD for the future. Now, to further advise you, I am attaching a most recent communication received by my office, which relates to the area already mentioned.

The key of the communication dated November 5, 1975, from the Federal Housing Administration of the Department of Housing and Urban Development is contained in the second paragraph, and which in part reads as follows:

"... Without a definitive legally binding commitment of specific duration to accomplish the objectives of the Capitol Commons project, this high risk area is not eligible for HUD/FHA mortgage insurance."

In short, you are being commended for your "good intentions" on one hand, and advised of your failures on the other. Before you in the not too distant future,

therefore, is a major decision, which simply stated means that you must take away Community Development funds from other needed projects or abandon the Capitol Commons in total. As a reminder, the following is a quote from my most recent veto message pertaining to BILD and Capitol Commons:

"To date, \$1.2 million has been spent by BILD on all projects, plus \$604,000 for administration through June 30, 1975, and you allocated an additional \$12,600 for each month of July, August and September, 1975. More than \$567,000 has been spent for the acquisition of 48 parcels within Capitol Commons, not including relocation costs.

The contract now involved provides for a total of \$676,395 for acquisition purposes far beyond that needed to complete Phase I. As earlier mentioned, relocation costs in the amount of \$254,174 are provided above this amount. In June, 1975, BILD estimated that the acquisition costs for 19 parcels would run approximately \$345,600, or \$18,189.47 per parcel. It is obvious, therefore, that you are going far beyond the completion of Phase I. I have been advised, as of this date, that there are no marketable parcels presently in Capitol Commons, that there are no written proposals from any developers, that the completion of Phase I MIGHT present a marketable parcel. I object to this approach and it indicates to me that you are putting more good money after bad.

In reviewing this approach, I also note you are providing \$2,320 for 7 out-of-town trips for BILD employees, plus an additional \$2,390 for 5 more trips. This I object.

In short, I am of the opinion that you made a mistake in accepting the original proposal from Model Cities to proceed with BILD and I am of the opinion that you are making a mistake by continuing the project. BILD was not considered a priority by your Technical Committee and it was recommended that the project, if it were to be continued, should be transferred to the Department of Housing and Redevelopment. In the face of a shortage of funds, you are not only continuing BILD but proceeding even beyond the so-called Phase I with no logical proposal on the table detailing from where additional funds will be forthcoming.

Therefore, I recommend that you cancel the BILD contract and transfer acquisition and relocation funds to the Department of Housing and Redevelopment and charge that department with the responsibility to appraise, acquire, relocate, demolish and/or rehabilitate the parcels scheduled for acquisition and rehabilitation in the area described as Phase I in the contract, and to assume control of the net cash assets of the BILD Corp. and utilize those funds (\$250,000-\$500,000) for Community Development needs on the eastside through established

City departments and procedures, or drop the project in total and admit to bad management on the part of BILD and a mistake on the part of the Liaison Committee of the City Council."

Trusting that your decision regarding BILD and Capitol Commons will be of benefit to the City of Lansing, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

November 10, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

Attached is a Notice of Removal of Grant Conditions from the U. S. Department of Housing and Urban Development, authorizing the expenditure of \$89,000 for Day Care Services (Friendship Day Care Center, Humpty Dumpty Latch Key, Small Folks Day Care Center, Happy Day Children's Center and Resurrection Church). The Notice constitutes the authority for the City of Lansing to use funds in the amount of \$239,000, granted under Title I of the Housing and Community Development Act of 1974.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

**THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON ANY OF THE
FOLLOWING RESOLUTIONS. YOU MAY
SPEAK ONLY FOR 3-MINUTES ON ANY
ONE RESOLUTION.**

The following persons spoke relative to Miller Road/Edgewood Blvd.:

Tom Treanor, 1728 Edgewood Blvd.

Anthony P. Nosal, 3703 Waverly Hills Rd.

Paul Hein, 823 Hein.

Richard Baker, 927 W. Lapeer.

Mrs. Holey Amos, 2001 W. Miller Road.

Wm. Sharp, 1501 E. Kalamazoo Street.

Councilman Brenke also spoke.

RESOLUTIONS

By Committee on Buildings and Properties—

Resolved by the City Council of the City of Lansing:

That the proposed Full Protective Maintenance Proposal between the Westinghouse Electric Corporation, Westinghouse Elevator Company, and the City of Lansing for the full maintenance on the elevators in the Washington Square Annex Building, be approved, and

That the Mayor and City Clerk be authorized to sign this Agreement upon certification of the City Controller as to the availability of funds, and after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee on Housing and Redevelopment, and Human Resources—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has received a Redevelopment Proposal for Parcel 5C and a portion of Parcel 5C2 of Urban Renewal Project No. 1, Mich. R-87, from Build Group One, a registered Michigan co-partnership, and

Whereas, a Contract for Sale of Land for Private Redevelopment by and between the City of Lansing and Build Group One has been prepared and said agreement is determined to be satisfactory, and

Whereas, the Redevelopment Proposal submitted by Build Group One and the proposed Contract for Sale of Land for Private Redevelopment by and between the City of Lansing and Build Group One were placed on file for public examination for a period of fourteen (14) days prior to the Public Hearing held by the City Council of the City of Lansing on November 3, 1975.

Now, Therefore, Be It Resolved by the City Council of the City of Lansing that the Mayor and City Clerk be and are hereby authorized and directed to execute the Contract for Sale of Land for Private Redevelopment by and between the City of Lansing and Build Group One, on behalf of the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That the City Assessor be, and he is hereby directed to spread on the July, 1976 tax rolls, the cost of cutting weeds in the

year 1975, in the amount of \$890.00, as reported this date by the Building Commissioner.

Adopted by the following vote:

Unanimously.

By Committees on Buildings and Properties,

Public Safety, and Public Service and Highways—

Resolved by the City Council of the City of Lansing:

Be It Resolved, that the reports and recommendations on the Miller Road/Edgewood Boulevard completion submitted by the Public Service, Planning, and Traffic Boards be accepted; and

Further, be it resolved that:

- 1) Miller Road continue to be designated as a "Residential Collector" and be reconstructed with two through lanes and left turn lanes as necessary;
- 2) Edgewood Boulevard shall continue to be designated as a "Minor Arterial" from Cedar Street to Logan Street and shall be completed as a controlled access boulevard with four through lanes and left turn lanes as necessary.
- 3) The City Planning Board and Traffic Board shall be consulted in the process of preparing preliminary designs and will participate in any public hearings or meetings.
- 4) Residents along Edgewood Boulevard shall continue to be informed and involved in the Planning for completion of Edgewood.
- 5) The Public Service Board submit, with concurrence from the Planning and Traffic Boards, to City Council by January 15, 1976, a work plan describing the activities, decision points, applications and time schedules necessary to finalize and implement the completion of Edgewood Boulevard, and in this Planning shall consider the possible need for berming in the residential areas and the possible need for a pedestrian overpass.

Adopted by the following vote:

Unanimously.

By Finance Committee—

Beckman Paving Contract.

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing School District on June 13, 1975, entered into a Contract (PN-75), effective from June 13, 1975 through June 30, 1975; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing School District on July 29, 1975, agreed to amend and extend said Contract through August 31, 1975;

Whereas, the Community Development Accounting Staff have determined that certain expenditures should be considered as ineligible costs because they were made after the termination date of August 31, 1975; now, therefore, be it

Resolved, that the City Council of the City of Lansing agrees to extend said Contract's termination date to November 30, 1975; and be it

Further Resolved, that the Mayor and City Clerk are hereby directed to sign said Contract Amendment on behalf of the City of Lansing after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

That the City Clerk be authorized to set a public hearing on revising sections of the zoning code as introduced on October 27, 1975. Said hearing to be held on December 1, 1975, at 7:30 p.m. in the City Council Chambers.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the Housing and Community Development Act of 1974 requires that the City of Lansing provide assurances to the U.S. Department of Housing and Urban Development that adequate citizen participation is being undertaken locally in the preparation and execution of the Community Development Program; and

Whereas, on March 17, 1975 (C.P. p. 195) the Mayor and City Council of the City of Lansing resolved to concur in the use of Michigan Act 344, PA 1945, as amended, as the appropriate statute to govern the establishment of citizen participation; and

Whereas, said law stipulates that "No District Area shall be designated unless the local legislative body shall first hold a public hearing thereon," and that the method of selection of the Citizens' District Council, and any appointments to the Citizens' District Council by the Chief Executive Officer, shall be determined with the approval of the local legislative body after a public hearing has been held; and

Whereas, on March 17, 1975 (C.P. p. 195) the City of Lansing resolved "to formulate a policy position for presentation to citizens at the public hearings required by this law" (Michigan Act 344, PA 1945, as amended) "to formulate Citizens' District Councils";

Whereas, on March 17, 1975 (C.P. p. 195) the City Council of the City of Lansing resolved that the proposed Citizens' District Councils consist of fifteen (15) members and that the proposed representation on each Citizens' District Council will be a combination of elected and appointed as follows:

Members	Areas
6	Elected from the Development Area
2	Appointed from the Development Area
4	Elected from the peripheral of the District Area
3	Appointed from the peripheral of the District Area

now, therefore, be it

Resolved, that the geographic boundaries of the Citizens' District Council No. 2 depicted graphically by attachment A (map of proposed Citizens' District Council No. 2) and described legally by attachments B (District Area No. 2) and C (Development Area No. 2) be adopted as the proposed geographic boundaries of Citizens' District Council No. 2; and be it further

Resolved, that a public hearing will be held at 7:30 p.m., December 10, 1975, in the auditorium of Eastern High School, regarding the proposed method of selection of the representatives to Citizens' District Council; and regarding the proposed Development Area and District Area boundaries of Citizens' District Council No. 2; and be it finally

Resolved, that public notices of these hearings be distributed door-to-door to the residents of the proposed District Area, mailed to known property owners of the proposed District Area, and that the City Clerk be, and is hereby directed to advertise same.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the electorate on November 4, 1975, overwhelmingly voted in favor of general revision of the City Charter of the City of Lansing; and

Whereas, said electorate selected nine Charter Revision Commissioners; and

Whereas, the City Council shall establish the first time and meeting place for this Charter Revision Commission meeting;

Now, Therefore, Be It Resolved that the time of meeting of this Charter Revision Commission shall be 7:30 p.m., Tuesday, November 18, 1975, and that this meeting shall be held in the City Council Chamber on the 10th Floor of the Lansing City Hall. and

Be It Further Resolved that at this meeting, the Charter Revision Commission members shall be administered the oath of office by the City Clerk, and

Be It Further Resolved that at this meeting they shall organize their Commission, elect officers, and plan the meeting dates not to exceed ninety (90) meetings.

Adopted by the following vote:

Unanimously.

By Committees on Planning and Public Service and Highways—

ROW-13-73

Vacation of Clayton Street between West Oakland and West Saginaw Streets.

Resolved by the City Council of the City of Lansing:

Whereas, a request has been made by the St. Lawrence Hospital Association to vacate that portion of Clayton Street, lying between West Saginaw and West Oakland, for the purpose of allowing expansion to the St. Lawrence Hospital; and

Whereas, this request was referred to the Planning Board and Public Service Board, who have reviewed the request and recommended approval providing any necessary easements are retained for any existing utilities or any utilities that may be programmed for the area; and

Whereas, the Planning Committee and Public Service and Highways Committee of Council reviewed the report of the Planning Board and Public Service Board and concur therewith; and

Whereas, approval is contingent upon no construction or blockage of Clayton Street prior to the completion of the emergency drive for the Hospital,

Now, Therefore, Be It Resolved, that the City Clerk of the City of Lansing within thirty (30) days hereafter shall forward and certify a copy of this resolution to the Auditor General of the State of Michigan, and a certified copy to the Registrar of Deeds of Ingham County for recording, and upon receipt and proof of the recording by the City Clerk, the above referred to portion of street be vacated.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows:

\$46,250.00 from Reserve for Emergencies
A/C 101-941-000-963

\$20,250.00 to Commissioners Compensation
A/C 101-120-000-707

2,000.00 to Office Supplies
A/C 101-120-000-727

4,000.00 to Printing
A/C 101-120-000-729

15,000 to Legal Consultation
A/C 101-120-000-820

5,000.00 to Stenographic Services
A/C 101-120-000-831

\$40,000.00 from Reserve for Contingencies
A/C 256-941-000-963

\$ 7,427.00 to Friendship Day Care Center
A/C 254-664-001-969

7,160.00 to Happy Day Children's Center
A/C 254-664-002-969

5,423.00 to Humpty Dumpty Day Care
A/C 254-664-003-969

13,284.00 to Resurrection Day Care
A/C 254-664-004-969

6,706.00 to Small Folks Day Care Center
A/C 254-664-005-969

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

JOHN T. ANAS,
JAMES D. BLAIR,
JACK D. GUNTHER,
TERRY J. McKANE,
WILLIAM A. BRENKE,
Committee on Finance.

Adopted by the following vote:

Unanimously.

ZONINGS

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-39-75—700-800 blocks Armstrong Road,

be rezoned from "A" One Family Residence District to "DM" Multiple Dwelling District and the "Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 1st day of December, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-23-75—2338 North Grand River Avenue,

be rezoned from "A" One Family Residence District to "F" Commercial District and the "Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 1st day of December, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-50-75—3005-3017 S. Logan Street, 1000-1004 Loas Street and 925-1011 Dunlap Street,

be rezoned from "A" One Family Residence and "J" Parking Districts to "F" Commercial District and the "Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City

Hall on the 1st day of December, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 25th day of August, 1975, this Council was petitioned to change the following described property from "E-1" Drive-In Shop District to "F" Commercial District, all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 3rd day of November, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-41-75 — 1440 South Pennsylvania Avenue,

more particularly described as:

Lots 5 and 6, Block 5, Assessor's Plat No. 20, City of Lansing, Ingham County, Michigan,

from "E-1" Drive-In Shop District to "F" Commercial District.

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised the City Council to deny this request; and

Whereas, the Planning Committee of Council, to whom was referred the report of the Planning Board, did not concur therewith, and recommends that the petition to rezone the above described property be approved providing that:

- 1) Fencing is installed adjacent to all residential properties. Fencing is to be approved by the Planning Department prior to installation.
- 2) The display of automobiles shall be set back from both Pennsylvania Avenue and Baker Street at an adequate distance so as not to obstruct traffic visibility. The setback requirement shall be determined by the Traffic Engineer.
- 3) Tire stops shall be provided within the property so as to prohibit vehicles from extending out over the public right-of-way and backing into and damaging the required fencing.

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "E-1" Drive-In Shop District to "F" Commercial District be approved, providing that the requirements listed above as part of the Committee Report are complied with.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$2,822,055.05.

Signed:

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

By Councilmen Gunther, Blair, Ferguson—

Resolved by the City Council of the City of Lansing:

That the rule prescribed in Sec. 5.5 (g) of the Charter relative to considering business not on the agenda, be waived.

Request of The Lansing Dragons for a 24-hour liquor permit for November 15, 1975.

Referred to Committee on City Affairs.

REPORT OF COMMITTEE

The Committee on CITY AFFAIRS, to whom was referred the request of The Lansing Dragons M/C for permission to serve alcoholic beverages on November 15, 1975, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

That the City Clerk be and she is hereby directed to set a public hearing for November 24, 1975, at 7:30 p.m., in the City Council Chamber on Establishment of a Plant Rehabilitation District, under Act 198, Michigan Public Acts of 1974 for Federal Drop Forge at 2807 S. Logan St.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, upon the passage of 1975, PA 197, commonly known as the Downtown Development Authority Act, the City of Lansing now has the necessary tools at its disposal to establish a Downtown Development Authority which will provide far-reaching powers to its governing board for the planning and implementation of certain improvements within the boundaries of the Downtown District; and

Whereas, it was the intention of the Michigan Legislature to promote the economic growth of these districts by creating a governing board with prescribed powers and duties to, among other activities, authorize and levy the collecting of taxes within the geographical confines of the district and to issue bonds and other evidences of indebtedness to spur development; and

Whereas, pursuant to this Act, acquisition and disposal of the interests in real or personal property can be undertaken by the Board and it has the authority to create and implement development plans within a Downtown District; and

Whereas, Public Act 197 of 1975 extends certain powers to the Development Authority Board, through the City of Lansing, to initiate a tax increment financing plan within the geographical confines of the district for the development, construction and enhancement of public facilities and private structures within the Downtown District area, including the authority to utilize "revenue" from the tax increment financing plan to issue and sell general obligation bonds and revenue bonds, subject to the limitations set forth in this Act; now, therefore, be it

Resolved, that the City Council of the City of Lansing hereby determines that it is in the best interest of the public to halt property value deterioration and increase property tax valuation where possible in its central business district area by declaring its intention to establish, create and provide for the operation of a Downtown Development Authority within the general boundaries described in Appendix A; and be it

Further Resolved, that the date of the public hearing to consider the adoption of the proposed ordinance to create this Authority and the designation of boundaries of the Downtown District is set for December 9, 1975, at 7:30 p.m. in the City Council Chambers, 10th Floor, City Hall, Lansing, Michigan; and be it

Finally Resolved, that the staff of the Lansing Planning Department is hereby directed to undertake the following activities:

- (a) Prepare a notice to be published twice in a local newspaper of general circulation not less than twenty days, no more than forty days, before the public hearing to be held December 9, 1975.

- (b) Prepare and disseminate by mail a notice to all property taxpayers of record in the proposed Downtown District not less than twenty days before the hearing.
- (c) Insure that notices are posted in at least twenty conspicuous public places within the Downtown District not less than twenty days before the hearing.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City Council finds that there exists in the City of Lansing a continuing need to implement programs designed to alleviate and prevent conditions of unemployment and to assist local industries and commercial enterprises in their attempt to strengthen and revitalize the City's economy; and

Whereas, upon the passage of 1974 PA 338, commonly known as the Economic Development Corporations Act, the City of Lansing now possesses the ability to provide the means for the encouragement and retention of industrial and commercial enterprises locating or expanding in the City, which provide needed services and facilities for its residents; and

Whereas, pursuant to this Act, the Michigan Legislature has prescribed various powers and duties to provide the authority for an Economic Development Corporation to issue notes and other evidences of indebtedness; to provide property tax exemptions; to condemn, lease or purchase real and personal property; and undertake other projects relative to economic development within a defined "project area" as established through the procedures of this Act; and

Whereas, the City Council of the City of Lansing, upon its own volition, hereby expresses its desire to begin the process for the establishment of a Development Corporation through this Act, and has requested the drafting of the Articles of Incorporation for a proposed corporation to be known as the "Economic Development Corporation of the City of Lansing"; now, therefore, be it

Resolved, that the City Council hereby give notice to all concerned individuals that it intends to establish the Economic Development Corporation for the City of Lansing through the attached Articles of Incorporation and with the three initial incorporators listed below:

Gerald W. Graves

Jack D. Gunther

Arthur Clyne;

and be it

Further Resolved, that a public hearing is hereby set for December 9, 1975, at 7:30 p.m. in the City Council Chambers, 10th Floor, City Hall, Lansing, Michigan, at which time the City Council invites any competing applicants to come forward and present alternatives to the application and

Articles of Incorporation as developed by the incorporators listed above; and be it

Finally Resolved, that the City Clerk is hereby directed to prepare an appropriate notice stating the time, purpose and location of the public hearing on December 9, 1975, by two publications in a newspaper of general circulation, the first of which shall not be less than twenty days before the date set for the hearing. Further, these ads shall reflect that only one Economic Development Corporation can be formed within the City of Lansing and other competing applications should be submitted to the City Council prior to the time of the public hearing for their consideration.

Adopted by the following vote:

Unanimously.

By Committee on Parks and Recreation—

Resolved by the City Council of the City of Lansing:

Whereas, the City acquired the property known as the Cooley house by bequest from the estate of Edgar Cooley "for use as a public municipal park;" and

Whereas, the Capital Area American Youth Hostel Club has submitted a proposal to restore, develop and operate the house as a youth hostel both during the Bicentennial year and thereafter as may seem feasible, and

Whereas, the Park Board has approved the concept of such public recreational use of the property subject to approval of a suitable lease agreement, and

Whereas, the City Council believes that such a proposal may benefit the City;

Now, Therefore, Be It Resolved, that the Director of Parks and Recreation and the City Attorney be authorized and directed to negotiate a contract with the American Youth Hostels for a period of two years, subject to renewal, with the understanding that the American Youth Hostels will make regular reports to the Park Board and City Council, and

Be It Further Resolved, that upon approval of this agreement by the City Attorney that the Mayor and City Clerk be authorized and directed to sign on behalf of the City.

Adopted by the following vote:

Unanimously.

The following persons spoke:

Anthony P. Nosal, 3703 Waverly Hills Rd., relative to police protection for his shopping center at Pleasant Grove and Holmes Road as to the recent break-in. Mr. Nosal also spoke relative to a "Walk-Wait" sign that was placed illegally on his property. Mr. Severy to check this and report back to Council.

Richard Laipen, 329½ S. Washington Avenue.

Council adjourned at 8:35 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan
November 10, 1975
B/M

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, November 17, 1975

CITY COUNCIL ROOMS

Lansing, Michigan

November 17, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Anas, Blair, Brenke, Ferguson, Gunther, May, McKane—7.

Absent: Councilman Belen—1.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Gunther.

Pledge of Allegiance was given by Judy Church, Corresponding Secretary of Waverly Jr. High Student Council.

The record of the previous session was approved as printed.

HEARINGS ON PROPOSED SPECIAL USE PERMITS

November 17, 1975, at 7:30 o'clock being the time set as the time for holding a hear-

ing on the proposed Special Use Permit as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

SUP-12-75—3300 block Aurelius Rd.

(to be used as a Day Care Center).

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed Special Use Permit provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed Special Use Permit.

Jeff Gorman, 4000 N. Grand River Ave., spoke for Provincial House.

Al Tripp, 3106 Manley Dr., spoke in support of Special Use Permit.

Referred to Committee on Planning.

November 17, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed Special Use Permit as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Sup-13-75—3500 block Aurelius Rd.
(to be used as a Nursing Home).

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed Special Use Permit provided for in the Zoning Code he had the privilege of speaking at this time.

Objections were made to the proposed Special Use Permit.

A resolution adopted by CACHPA was read in opposition to the building of a Nursing Home.

Jeff Gorman, 4000 N. Grand River Ave., spoke for Provincial House, Inc.

Tess Canja, 1401 N. Fairview, spoke in opposition.

Jim Rojeske, 855 Grove St., East Lansing, spoke for Citizens for Better Care.

Anthony Nosal, 3703 Waverly Hills Rd., spoke.

Eleanor Luckie spoke for Rich Assoc. in opposition.

Jim Ward, 45 University Dr., East Lansing, spoke in opposition.

Bernard Lucher, 767 Burcham Dr., East Lansing, spoke.

Emily Horn, 110 W. Hodge St., spoke.

Patrick Callahan, Pres. of Provincial House, spoke.

Mrs. Al Surmack, 725 N. Pine St., spoke.

Leona Stinefat, 600 Kipling Ave., spoke.

Referred to Committee on Planning.

HEARING ON PROPOSED CHANGE IN ZONING CLASSIFICATION

November 17, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-42-75—409 West Jolly Road,

be rezoned from "C" Two Family Residence District to "D-1" Professional Office District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

Burl Brewer, 4731 Bristol Road, petitioner spoke.

Referred to Committee on Planning.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

That the rule prescribed in Sec. 5.5 (g) of the Charter relative to considering business not on the agenda, be waived.

Carried.

HEARING

This is the time set for a hearing for representatives from the taxing units which levies ad valorem property taxes in the City of Lansing, the applicant and City Assessor, pertaining to the application of an Industrial Facilities Exemption Certificate, in accordance with the provisions of Act 198, 1974. (For Industrial Welding, Inc., Lansing Plant Rehabilitation District No. 1 at 2200 Olds Avenue.)

The Mayor asked if anyone would like to be heard on this matter.

John Maars, 1719 Vassar Dr., representing School District, spoke.

Anthony Nosal, 3703 Waverly Hills Rd., spoke.

Referred to Committee of the Whole.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

SIGN ERECTOR—Wolverine Development Corp.

MECHANICAL DEVICE—P.J. Game Room.

CABARET—Silvio's Bar, Cozy Restaurant and Lounge.

PUBLIC DRIVERS—William L. Barrett, Ronald L. VanSluyters.

Referred to Committee on Ordinance and Contracts.

Geert D. Mulder and Sons, Inc., request preliminary plat approval of Tammany Hills No. 3 Subdivision.

Referred to Planning Board and Public Service Board.

Petitions filed for rezoning:

Z-59-75—

Tammany Hills No. 3 Subd. from Community Unit Plan District to Revised Community Unit Plan District—(3124 Forest Road).

Z-60-75—

Lot 33 except the East 33 feet; also Lot 34 except West 167 feet of South 67 feet; also North 42 feet of Lot 35 except West 167 feet of Supervisors Plat of Glendale Subdivision, City of Lansing, Ingham County, Michigan, from "A" One Family Residence District to "B" One Family Residence District—(5707 South Waverly Road).

Referred to Planning Board.

Requests filed for 24-hour liquor permits for:

Les Danseurs—December 31, 1975—Civic Center.

Department of Labor—Christmas Party Committee—December 19, 1975—National Guard Armory.

Ingham County Democratic Party—November 22, 27, 29, 1975.

Referred to Committee on City Affairs.

Letter from J. L. Greenburg relative parking situation in the area of the South Cedar Postal Annex.

Referred to Traffic Board.

Letter from Mrs. Arlene Duzek submitting Bicentennial suggestion.

Referred to Bicentennial Director and Traffic Director.

Letter from Virginia Butler in regard to incident that happened at City Market.

Referred to Market Master and City Attorney.

Letter from Shirley Sliker submitting resignation from the Tri-County Regional Planning Commission.

Referred to Committee of the Whole.

Invitation from North Lansing Community Association to all meetings of the Association to discuss the future development of North Lansing.

Referred to City Councilmen and Mayor.

Letters received relative preservation of the Moon House by:

Mid-Michigan Chapter, Inc., of the American Institute of Architects.

Michigan Department of State History Division.

Referred to Committee on Buildings and Properties.

Tri-County Regional Planning Commission submits a copy of the Transportation Improvement Program for the Tri-County Region—1975-1980.

Referred to Committee on Public Safety.

Public Notice from Michigan Water Resources Commission for General Motors Corporation to discharge treated process cooling and storm water from its facility at West Saginaw Hwy. (Plants 2 and 3).

Received and placed on file with copy to Public Service Director.

Notice of Hearing from Ingham County Drainage Board relative Remy-Chandler Intercounty Drain.

Received and placed on file with copy to Director of Public Service.

Notice of Hearing from Ingham County Drainage Board of the Paalowski Creek Drain (formerly known as the Mud Lake Outlet Drain).

Received and placed on file with copy to Public Service Director.

REPORTS OF COMMITTEES

The Committee on ORDINANCES AND CONTRACTS approves the following applications and bonds for licenses:

SIGN ERECTOR—Wolverine Development Corp.

MECHANICAL DEVICE—P.J. Game Room.

CABARET—Silvio's Bar, Cozy Restaurant and Lounge.

PUBLIC DRIVERS—William L. Barrett, Ronald L. VanSluyters.

Signed:

ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and Contracts.

By Councilman May—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of the Department of Labor Christmas Party Committee for permission to serve alcoholic beverages at a Christmas Party at the National Guard Armory on December 19, 1975, reports as follows:

The Committee recommends permission be granted, provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Les Danseurs Dance Club for permission to serve alcoholic beverages on December 31, 1975, at the Civic Center, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Ingham County Democratic Party for permission to serve alcoholic beverages on November 22, 27, and 29, 1975, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PUBLIC SAFETY, to whom was referred parking on Michigan Avenue Bridge, reports as follows:

The Committee recommends that Sec. 31-58 (a-12) and Sec. 31-175 (1) be amended deleting reference to Michigan Avenue Bridge and that this be referred to the Committee on Ordinance and Contracts.

Signed:

TERRY J. MCKANE,
ROGER T. MAY,
JOHN T. ANAS,
WILLIAM A. BRENKE,
JOEL I. FERGUSON,
Committee on Public Safety.

By Councilman McKane—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PUBLIC SAFETY, to whom was referred the question of the parking time limit on Michigan Avenue east of the bridge, reports as follows:

The Committee recommends that two hour metered parking be allowed on both sides of East Michigan Avenue from Cedar Street to the Grand River.

Signed:

TERRY J. MCKANE,
ROGER T. MAY,
JOHN T. ANAS,
WILLIAM A. BRENKE,
JOEL I. FERGUSON,
Committee on Public Safety.

By Councilman McKane—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred rezoning petition Z-60-74 for property at 5430 South Washington Avenue from "J" Parking District to "B" One Family Residence District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

Director of Finance submits Financial Statement for First Quarter.

Received and placed on file.

November 13, 1975

Honorable Mayor and Members

of the Lansing City Council

Re: Robert L. Burge v City of Lansing
(Workmen's Compensation)

Dear Mayor and Council:

Robert L. Burge is a 52 year old married man who allegedly fell down a stairway and injured his wrist on October 3, 1973 while working for the Department of Parks and Recreation.

Workmen's compensation benefits were paid to Mr. Burge for a period of 14 weeks until his return to work in January of 1974. Subsequently, however, surgery was performed on the wrist. As a result, Mr. Burge was again paid workmen's compensation benefits until he returned to work 16 weeks later in October of 1974. Mr. Burge continued his employment until April 19, 1975 at which time he left his job on sick leave to have chest surgery.

On May 27, 1975, Mr. Burge filed a petition for workmen's compensation benefits alleging that as a result of the fall in October, 1973, he sustained injuries to his wrist, chest and back which have prevented him from returning to work.

At present, there is no medical evidence on file that either the back or chest injury incurred by Mr. Burge was work-related. However, there is medical evidence that discloses that Mr. Burge may partially be disabled as a result of the wrist injury. The City's physician examined the wrist in August of 1975, and has indicated that the prognosis for recovery is from fair to good.

Based upon a review of the facts in the case and the applicable statutes, it is the recommendation of this office that workmen's compensation benefits on the wrist be paid retroactively to April 19, 1975 and that thereafter weekly benefits be continued

until such time as medical evidence discloses that the wrist is healed and that Mr. Burge is able to return to work. It should also be noted that the Safety Director concurs in the foregoing recommendation.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Ferguson—

That we concur in the recommendation of the City Attorney.

Carried.

November 10, 1975

To the Honorable Mayor
and Members of the City Council
Lansing, Michigan
Gentlemen:

I herewith report that I have submitted to the City Assessor an itemized list of trees cut and removed from private properties in the amount of \$552.00, for the year 1975, for special assessment on Tax Roll T-33.

Respectfully submitted,

JAMES W. KZESKI,
Building Commissioner,
City of Lansing.

Received and placed on file.

November 13, 1975

To the Honorable Mayor
and Members of the Council
Gentlemen:

I am hereby submitting special assessment Roll No. 33-T, Actual Cost, for the purpose of cutting and removing hazardous trees from private properties.

To Be Assessed—100%.....\$552.00

Respectfully submitted,

PAUL S. CREEVY,
City Assessor.

Received and placed on file.

November 7, 1975

Honorable Gerald Graves, Mayor
Members of the City Council
Lansing, Michigan
Gentlemen:

With reference to the request from George A. Coscarelli to transfer ownership of 1975 Class C license from Robert J. Pabst and transfer of location from 307 S. Grand

Ave. to 2408 S. Cedar Street, Lansing, Michigan. Pursuant to City ordinance, a survey of the property owners, according to total frontage on any public street within a radius of three (3) hundred feet of the site of the proposed place of business, was conducted. The results of the survey are as follows:

Approved	2098 feet
Disapproved	200 feet
Unable to contact	63 feet
Total feet	2361 feet

Therefore, according to total foot frontage, 88.86% approved, 8.47% disapproved and 2.67% were not contacted. If the property owners that were not located disapproved, it would still be well over the 60% approval needed pursuant to City ordinance to approve the transfer.

Sincerely yours,

THOMAS W. O'TOOLE,
Chief of Police.

Referred to Committee on Ordinance and Contracts.

November 13, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached for your review and approval is a proposed "Memorandum of Understanding for Flash Flood Alarm System" between the National Weather Service, National Oceanic and Atmospheric Administration and the City of Lansing, for the purpose of providing a demonstration Flash Flood Alarm System for the City.

I would recommend approval of this proposal.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

November 12, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is a request from Steven J. Jones to extend a fence five feet onto the City right of way at 6112 Marywood Ave.

I would recommend approval of this request providing that if the City finds it necessary to occupy that portion of the right of way, that said fence be removed at the owner's expense.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service,

JAMES W. KZESKI,
Building Commissioner.

Referred to Committee on Public Service and Highways and Building Department.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the request from Steven J. Jones to extend a fence five feet onto the City right of way at 6112 Marywood Ave., reports as follows:

We concur with the recommendation of the Director of Public Service and the Building Commissioner.

Signed:

WILLIAM A. BRENKE,
JAMES D. BLAIR,
JACK D. GUNTHER,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

November 13, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is Change Order No. 4 (Final), submitted by Lennie Barker, Inc., on the Hughes-Prospect & Other Storm & Sanitary Sewers, PS 75088, decreasing the amount of the contract by \$4,041.44, due to field conditions.

I would recommend approval of this Change Order.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred Change Order No. 4 (Final), submitted by Lennie Barker, Inc., on the Hughes Prospect & Other Storm & Sanitary Sewers, PS 75088, decreasing the amount of the contract by \$4,041.44, due to field conditions, reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JAMES D. BLAIR,
JACK D. GUNTHER,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

DATE: November 13, 1975

TO: Mayor Pro Tem Jack Gunther, City Council Members and The Honorable Mayor Graves.

FROM: Lynda M. Egbert, Bicentennial Director

The Service Clubs Committee of the Lansing Bicentennial Commission has been meeting regularly dividing a plan which will offer a lasting memorial to the City of Lansing for our Bicentennial year. We are hereby requesting, on the behalf of Budd Goodwin, State Secretary to the Lions and Chairman of our Service Clubs Committee in the Lansing area, that City Council approve their request to erect a permanent Avenue of Flags consisting of the 50 State Flags, to be placed on the Veteran's Memorial Bridge. Our Service Clubs are willing to pay for the flags and the flag poles as they feel the Avenue of Flags would offer a beautiful and symbolic gateway to our Capitol.

Additionally, if the above request is approved, I would like to know if there will be any City restrictions governing the placement of a commemorative plaque upon the Veteran's Memorial Bridge recognizing each Service Organization which has contributed to the purchase of the flags and the flag poles.

I hope that City Council will give a positive response to the aforementioned requests as the Lansing Bicentennial Commission feels that an Avenue of Flags is consistent with the community spirit we would like to develop during the Bicentennial Year.

Referred to Committee on City Affairs.

November 13, 1975

Honorable Mayor and Members
of City Council
City of Lansing

Re: Potter Park Lion House Ventilation
Gentlemen:

Due to conditions which have been termed unsatisfactory by the U. S. Department of Agriculture inspectors, it is necessary to make improvements in the ventilation of our Lion House at Potter Park Zoo. This project has been approved and an account established by previous council action. Account No. 249-936-640-976 has been established for the project.

We are recommending that Chauvin-Waldron Consulting Engineers, the firm which did preliminary studies of the project, be contracted to prepare plans, specifications, and contract documents necessary for the implementation of the necessary improvements.

We are requesting your approval.

Sincerely,

THEODORE J. HASKELL,
Director of Parks and
Recreation.

By Councilman Blair—

That we concur in the recommendation of the Director of Parks and Recreation.

Carried.

November 13, 1975

Honorable Mayor
and City Council
City Hall
Lansing, Michigan

Subject: Z-75-437 Washington Square
Annex Alterations

Gentlemen:

Attached is the tabulation of eight bids for the alterations to the Washington Square Annex, which were opened at 3:00 P.M., E.S.T. on Monday, November 10, 1975.

We recommend acceptance of the low bid submitted by the Hanel-Vance Construction Company with a base bid in the amount of \$204,800.00 plus Alternate No. 1 in the amount of \$1,605.00 making the total amount authorized \$206,405.00.

Respectfully submitted,
VAUGHAN L. McKINCH,
Purchasing Director,

ROBERT R. BACKUS,
Public Service Director.

Referred to Committee on Buildings and Properties.

November 12, 1975

P-3-75

Replat Concord Village

Preliminary Plat

Honorable Mayor and Members
of City Council:

The Planning Board will hold a public hearing on Tuesday, December 2, 1975 at 7:30 p.m. in Council Chambers, Tenth Floor, City Hall on a proposed subdivision plat known as Replat of Concord Village. This is not a matter of rezoning.

The property under consideration consists of approximately 3.4 acres and is located in the 3900 block of Bridgeport Drive. The proposed subdivision by Kuhlmen and Stebbins consists of 14 lots average size being 10,772 square feet. Proposed use of these lots is for two family dwellings. Present zoning on the site is "CUP" Community Unit Plan.

This notification is in accord with Section 37-8 of the Lansing Subdivision Regulations. You are cordially invited to attend this hearing.

Sincerely,

ALAN E. TUBBS,
Planning Director.

Received and placed on file.

November 10, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

Attached please find a copy of a memo forwarded to Ms. Jacqueline Warr, Director, Human Resources Department, pertaining to a \$2,000 payment made 8/5/71, for Consultant Services. This is being forwarded to you for your information.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

**THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON ANY OF THE
FOLLOWING RESOLUTIONS. YOU MAY
SPEAK ONLY FOR 3-MINUTES ON ANY
ONE RESOLUTION.**

Robert Hull, 404 S. Holmes St., spoke on Resolution No. 5 in regard to Tri-County Regional Planning Commission appointment.

Richard Baker, 927 W. Lapeer St., spoke on above.

RESOLUTIONS

By Committee on Buildings
and Properties—Resolved by the City Council of the City
of Lansing:

That the low bid of Hanel-Vance Construction Co. for the Renovation for City Departmental Office Expansion, Washington Square Annex, P.S. 36130, in the amount of \$204,800.00, plus Alternate I in the amount of \$1,605.00, making the total amount of the Bid \$206,405.00, be accepted.

Alternate No. II is to be rejected and
re-bid.

After the award, the successful bidder shall be required to execute the contract as specified within ten days after the prescribed forms are presented to him for signature as stipulated in "Instruction to Bidders" of the Contract.

Be It Further Resolved, that the Mayor and City Clerk be directed to execute a contract with the said Hanel-Vance Construction Co. on behalf of the City of Lansing according to the said bid presented and the specifications on file, upon approval of the contract, and of the bonds and insurance policies by the City Attorney, and upon certification of the City Controller as to the availability of funds.

Adopted by the following vote:

Unanimously.

By Committee on Public Service
and Highways—Resolved by the City Council of the City
of Lansing:

That the City Assessor be, and he is directed to spread on the July 1976 tax rolls, the cost of cutting weeds in the year 1975, in the amount of \$835.00, as reported this date by the Building Commissioner.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City
of Lansing:

Whereas, the Ingham County Road Commission took title on December 4, 1942 to property legally described as follows:

Outlot C, Supervisors Plat of Burchfield Subdivision, Ingham County, Michigan (Property on Burchfield Drive),

and

Whereas, the City of Lansing annexed that portion of Lansing Township, Ingham County, Michigan, wherein the aforesaid

property was contained, and pursuant to such annexation, the Ingham County Road Commission turned over control of all county roads under its jurisdiction in the annexed area to the City by its abandonment thereof on October 1, 1958; and

Whereas, said abandonment by the Ingham County Road Commission would have turned over all undeveloped road, which the City considered said Outlot C to be, together with developed roads; and

Whereas, the City had no use for the surface of said Outlot C, and when requested by Mr. Frank Fata to sell such property to him did so by quit claim deed on November 4, 1974 for \$1,250.00 at which time Mr. and Mrs. Fata certified that they were aware that no search as to title to such property had been made prior to sale; and

Whereas, subsequent to such sale, it was discovered the Ingham County Road Commission, when it obtained title to such property, had not placed the restriction it be used for road purposes on it, which resulted in the City never having obtained title to such property by 1958 abandonment; and

Whereas, it would be inequitable, although legal, for the City of Lansing to retain the \$1,250.00 purchase price paid to it by Mr. and Mrs. Fata; now, therefore, be it

Resolved, the City of Lansing return the purchase price of \$1,250.00 for Outlot C, Burchfield Subdivision to Mr. and Mrs. Frank Fata upon their execution of a release of the City from any and all liability arising out of such sale; and be it further

Resolved, the City Controller is hereby directed to draw a warrant for \$1,250.00 in the name of Frank J. Fata and Rose Marie Fata and transmit it to the City Attorney for transfer consistent with the conditions hereof.

Adopted by the following vote:

Unanimously.

By Committee on Buildings
and Properties—

Resolved by the City Council of the City of Lansing:

Whereas, the Property Management Division of the City of Lansing was directed to obtain certain proposals from appraisers which were incidental to the acquisition of certain properties pertaining to the Kingsley Place Project; and

Whereas, the Property Management is now in receipt of a proposal for a fixture appraisal by S. M. Dix & Co. to appraise certain fixtures within the premises located at 1320 West Kalamazoo Street, Lansing, Michigan, at a cost not to exceed Four Hundred (\$400.00) Dollars; and

Whereas, the Building and Properties Committee has determined to accept the proposal submitted by S. M. Dix & Co.;

Now, Therefore, Be It Resolved that the Mayor and City Clerk be directed to sign the contract by and between the City of Lansing and S. M. Dix & Co. after approval by the City Attorney as to form.

Adopted by the following vote:

Unanimously.

By Councilmen McKane and Blair—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing is entitled to three representatives on the Tri-County Regional Planning Commission; and,

Whereas, one of these three representatives has been selected by the citizens of Lansing to serve on the Lansing Charter Commission; and,

Whereas, this member, being Mrs. Shirley Sliker, has indicated that she believes that she cannot adequately perform the duties required of both positions and has, therefore, tendered her resignation as a member of the Tri-County Regional Planning Commission; and,

Whereas, Mrs. Sliker, in her letter of resignation, indicated that she believes that her replacement should be a woman from the City of Lansing; and,

Whereas, the City Council has determined that this replacement should be a woman of comparable background and experience to Mrs. Sliker; and,

Whereas, Mrs. Jean M. McDonald of 613 Moores River Drive who resides in the Third Ward of the City of Lansing and who has been highly recommended and definitely possesses the necessary background and experience to permit her to serve as one of Lansing's Representatives on the Commission; and,

Whereas, Mrs. McDonald presently serves on the Citizens Involvement Committee of the Tri-County Regional Planning Commission and this service makes her admirably suited to perform the interim duties of a Commission Member pending the permanent appointment of a new Lansing member on or about January 1, 1976;

Now, Therefore, Be It Resolved that Mrs. Jean M. McDonald is appointed to fill the unexpired term of Mrs. Shirley Sliker. By Councilman McKane—

That the resolution be considered read and a record roll call be made.

Adopted by the following vote:

Unanimously.

The resolution as read was lost by the following vote:

Yeas: Councilmen Anas, Blair, McKane—3.

Nays: Councilmen Brenke, Ferguson, Gunther, May—4.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

That the meeting place for public hearing on the Eastside Development Area be changed to Fellowship Hall of Potter Park Methodist Church.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows:

\$50,000.00 from Building Reserve Fund
A/C 101-936-491-975

\$50,000.00 to Building Renovation—
Grants Annex
A/C 101-936-591-976

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

JOHN T. ANAS,
TERRY J. MCKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT V

By Committee on Public Service
and Highways—

Resolved by the City Council of the City of Lansing:

That the supplementary special assessment roll for cutting and removing trees from private properties:

Assessment Roll No. 33-T

1610 N. Logan Street

1117 Farrand Avenue

1124 E. Grand River Avenue

926 W. Washtenaw Street

as returned by the City Assessor be and the same is hereby ratified and confirmed, and that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to refund to all persons who have paid said tax as originally assessed the pro rata amount of difference as shown in said supplementary roll, and collect all unpaid tax as shown on said roll on or before February 17, 1976.

Adopted by the following vote:

Unanimously.

ZONINGS

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

1033 Lenore Street—SUP-14-75—to be used as a Day Care Center.

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 8th day of December, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-49-75—830 East Mt. Hope Avenue,

be rezoned from "B" One Family Residence, "F" Commercial and "J" Parking Districts to "D-1" Professional Office District and the "Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 8th day of December, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-53-75—3007 North East Street,

be rezoned from "J" Parking District to "F" Commercial District and the "Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 8th day of December, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-48-75—3225 Aurelius Road,

be rezoned from "A" One Family Residence District to "D-1" Professional Office District and the "Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 8th day of December, 1975, at 7:30 o'clock p.m., and that notice of such

hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-64-75—701 North Logan Street,

be rezoned from "J" Parking, "B" One Family Residence and "D" Apartment Districts to "F" Commercial and "J" Parking Districts and the "Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 8th day of December, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-56-75—5101 S. Pennsylvania Avenue,

be rezoned from "E-2" Drive-In Shop and "J" Parking Districts to "F" Commercial District and the "Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 8th day of December, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 18th day of November, 1974, this Council was petitioned to change the following described property from "A" One Family Residence and "J" Parking Districts to "B" One Family Residence and "J" Parking Districts, all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 11th day of August, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-60-74—5430 S. Washington Avenue,
more particularly described as:

Commencing on the east section line at a point 473.26 feet north of the east $\frac{1}{4}$ section 5, T3N, R2W, Delhi Township, Ingham County, Michigan, now City of Lansing; thence west 385.5 feet parallel to the $\frac{1}{4}$ section line; thence north 113.0 feet parallel to the section line; thence west 789.30 feet; thence north 73.74 feet; thence east 1174.80 feet to the section line; thence south 186.74 feet along the section line to the place of beginning.

from "A-1" Family Residential District and "J" Parking District to "B-1" Family Residential District and "J" Parking District.

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised the City Council to deny the request; and

Whereas, the Planning Committee of Council, to whom was referred the report of the Planning Board, did not concur therewith, but recommends that the west 152.5 feet of the east 385.5 feet of the above described property be rezoned from "J" Parking District to "B-1" Family Residential District; and that development of the site occur in accord with the site plan dated October 30, 1975, on file in the Planning Office. This site plan includes relocation of an existing classroom to the east and the establishment of a fence and screen along the residential property line. Also included within this plan is the expansion and identification of off-street parking areas;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "A-1" Family Residential District and "J" Parking District to "B-1" Family and "J" Parking Districts be denied; and

Be It Further Resolved that the west 152.5 feet of the east 385.5 feet of the

property be rezoned from "J" Parking District to "B-1" Family Residential District and that development of the site occur in accord with the site plan dated October 30, 1975 on file in the Planning Office. This site plan includes relocation of an existing classroom to the east and the establishment of a fence and screen along the residential property line. Also included within this plan is the expansion and identification of off-street parking areas.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$2,890,649.39.

Signed:

JOHN T. ANAS,
TERRY J. MCKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
JAMES D. BLAIR,

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

That Councilman Belen be excused from the session.

Carried.

By Councilmen Blair and Gunther—

Resolved by the City Council of the City of Lansing:

That the rule prescribed in Sec. 5.5 (g) of the Charter relative to considering business not on the agenda, be waived.

Carried.

By Councilman Blair—

Resolved by the City Council of the City of Lansing:

Whereas, the Moon House is one of a few remaining pieces of historical architecture remaining in Lansing; and

Whereas, the Mid-Michigan Chapter of the American Institute of Architects together with Save the Moon House (a non-profit corporation to preserve Moon House) are working together to restore the building; and

Whereas, on May 19, 1975, the Council did grant a 6-months' postponement of the demolition or until November 19, 1975;

Now, Therefore, Be It Resolved that the City Council does hereby grant a 6-months' extension of the postponement or until May 19, 1976, and

Be It Further Resolved that during this period the buildings shall remain boarded up and the properties shall be kept free of all debris, trash, weeds, high grass, and other hazardous conditions as determined by the Building Commissioner.

Adopted by the following vote:

Yeas: Councilmen Anas, Blair, Ferguson, Gunther, May, McKane—6.

Nays: Councilman Brenke—1.

By the Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council has established a Lansing Plant Rehabilitation District No. 1 in the City of Lansing, pursuant to Act 198, 1974, and

Whereas, Industrial Welding, Inc., has submitted an application for an Industrial Facility exemption certificate in said Lansing Plant Rehabilitation District No. 1, and,

Whereas, a hearing was held on Industrial Welding's application for an exemption certificate on November 17, 1975 at which time all interested persons had an opportunity to be heard, and

Whereas, Industrial Welding has met the requirements for said exemption certificate as required in Public Act 198,

Now, Therefore, Be It Resolved that the Council of the City of Lansing approve the application from Industrial Welding for an exemption certificate in Lansing Plant Rehabilitation District No. 1.

Adopted by the following vote:

Unanimously.

Councilman Brenke spoke on this is the last week for special leaf pickup.

Anthony Nosal—3703 Waverly Hills Rd., spoke on the following: on the investigation of W.J.I.M. Telecasting, Industrial Welding tax exemption permit, Walk and Wait sign on his property, Special use permits and taxes.

Jonathan Watts, owner of property at 108-110-116 S. Logan Street, spoke on resolution adopted granting extension of time for Moon House.

The following persons spoke relative extension of time on Moon House:

Karen Burrell—731 W. Genesee St.

David Whyte—600 S. Hayford St.

Betty Donald—1200 Prescott Ct., East Lansing, Michigan.

Arthur Clyne—125 W. Michigan Ave., spoke of the establishment of the Downtown Development Authority.

Council adjourned at 9:40 p.m.

RITA BAUMAN,
Deputy City Clerk.

Lansing, Michigan

November 17, 1975

F/B

CITY CLERK'S OFFICE
Room 921, City Hall
Lansing, Michigan 48933

BULK RATE
U. S. POSTAGE
PAID
Permit No. 1461
Lansing, Michigan

Address Correction Requested

983

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, November 24, 1975

CITY COUNCIL ROOMS

Lansing, Michigan
November 24, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Anas, Belen, Blair, Brenke, Gunther, May, McKane—7.

Absent: Councilman Ferguson—1.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Gunther.

Pledge of Allegiance was given.

The record of the previous session was approved as printed.

PUBLIC HEARING

November 24, 1975, at 7:30 o'clock p.m. being the time set as the time for holding a hearing in accordance with Section 4 (3)

of Act 198, 1974 to afford an opportunity for all residents and taxpayers of the City of Lansing to appear and be heard on the proposed establishing of a Plant Rehabilitation District for:

Federal Drop Forge Co. — 2807 So. Logan St.

The Mayor asked if there was anyone present who wished to be heard.

Joseph Namman, Controller of Federal Drop Forge Co., spoke.

Ray Steeb, Director, Metropolitan Development Authority, spoke.

Referred to Committee of the Whole.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

ELECTRICAL CONTRACTOR — Don's Electric.

PUBLIC DRIVER — William R. Shelby.

MECHANICAL DEVICE — Grand River Recreation Center (14).

HEATING AND AIR CONDITIONING — Commercial Services & Installation, Inc.

Referred to Committee on Ordinance and Contracts.

Request filed for Special Use Permit SUP-15-75 — 133 Woodlawn Ave. (to be used for a Community Residential Treatment Center).

Referred to Planning Board.

Petition filed for S-7-75 — Storm Sewer on Hughes Rd. from Joly Rd. to Reo Rd. and necessary storm outlet on Reo Rd. from Hughes Rd. to Bristol Rd. and on Bristol Rd. from Reo Rd. to southerly end.

Referred to Department of Public Service.

Requests filed for 24-hour liquor permits for:

Lansing Area Grocery Manufacturers Representatives — December 13, 1975 — Plumbers and Pipefitters Local Union 388.

National Electrical Contractors Association, Inc. — January 23, 1976 — National Guard Armory.

The Employees Flower & Gift Association — December 12, 1975 — Armory.

Arabian Horse Association of Michigan — December 6, 1975 — National Guard Armory.

Referred to Committee on City Affairs.

Request from Pennway Church of God for annual live Nativity Scene on Church property, December 21, 22, 23, and 24, 1975.

Referred to Committee on City Affairs.

Letter from Herman Miloszewski in regard to properties he owns in the 600 block of South Magnolia Ave. requesting permission to build on same.

Referred to Building Commissioner.

Request from Charter Township of Delhi for a Sanitary Sewer connection to serve property in the township.

Referred to Committee on Public Service and Highways.

Notices from State of Michigan — Public Service Commission relative:

Application of Michigan Bell Telephone Co. for authority to revise its Tariff M. P.-S.C. No. 2 to specify the purpose of which supervisory observing capability is provided and the conditions under which it is offered.

Application of Consumers Power Co. for authority to amend Rules 2, 3, 12(k) 13 and 14 of its standard rules and regulations (M.P.S.C.) No. 7—Electric.

Received and placed on file with copy to Mayor's Office.

REPORT OF COMMITTEES

The Committee on ORDINANCE AND CONTRACTS approves the following applications and bonds for licenses:

PUBLIC DRIVER — William R. Shelby.

ELECTRICAL CONTRACTOR — Don's Electric.

MECHANICAL DEVICE — Grand River Recreation Center (14).

HEATING AND AIR CONDITIONING — Commercial Services & Installation, Inc.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the request of George A. Coscarelli to transfer ownership of 1975 Class "C" license from Robert J. Pabst and transfer of location from 307 So. Grand Avenue to 2408 So. Cedar St. (Town Pump), reports as follows:

That said request be approved having received the approval of the required departments.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the request of J's Chalet Restaurant and Lounge, Inc., for a New Dance Permit to be held in conjunction with 1975 Class "C" license at 1515 Center St., reports as follows:

That said request be approved having received the approval of the required departments.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the request of the Mustang, Inc., for transfer stock interest by dropping Gregory Eaton as stockholder in 1975 Class "C" licensed corporation with dance permit, located at 1213-1215 Turner St., through sale of his shares of stock to Andrew Roberts, Jr., existing stockholder, reports as follows:

That said transfer be approved having received the approval of the required departments.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Pennway Church of God for permission to present its annual Live Nativity Scene on the west lawn of their church on December 21, 22, 23, and 24, 1975, 7 to 9 each evening, reports as follows:

The Committee recommends permission be granted subject to obtaining the necessary permit from the Fire Marshal for the bonfire.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of the Michigan Department of Military Affairs—Employees Flower & Gift Association for permission to serve alcoholic beverages at a Christmas Party on December 12, 1975, at the 1-119 FA Armory, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Lansing Area Grocery Manufacturers Representatives for permission to serve alcoholic beverages at a Christmas Party on December 13, 1975, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Michigan Chapter of National Electrical Contractors Association, Inc., for permission to serve alcoholic beverages at a dinner-dance on January 23, 1976, at Michigan National Guard Armory, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of the Arabian Horse Association of Michigan for permission to serve alcoholic beverages on December 6, 1975, at the National Guard Armory, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the request of the Charter Township of Delhi for a sanitary sewer connection to serve parcel No. 3 described as the South 240 feet of the North 523 feet of the West 335.6 feet of Section 2, T3N, R2W, reports as follows:

We recommend approval of this request subject to the issuance of the required permits, and requirements of the Department of Public Service, and all provisions contained in the agreement between the Charter Township of Delhi and the City of Lansing.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

Human Resources Advisory Board submits copy of Bylaws as approved on October 6, 1975.

Received and placed on file.

City Treasurer submits report on condition of funds in the Treasury as of October 31, 1975.

Received and placed on file.

November 18, 1975

Honorable Mayor and Members
of the Lansing City Council
Lansing, Michigan

Re: Claim of Mrs. William Seward in behalf of daughter for broken eyeglasses and medical expenses allegedly incurred as a result of a milk stand falling on the child at the Potter Park Zoo

Dear Mayor and Council Members:

The above captioned claim was referred to this office for investigation and recommendation.

Based upon an evaluation of several reports and photographs supplied by the Department of Parks and Recreation, it is the opinion of this office that governmental immunity is inapplicable under the circumstances of the case and there may have been some negligence on the part of the City which contributed to the accident.

Therefore, it is the recommendation of this office that the claim be allowed in the amount of \$47.00.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Anas—

That we concur in the recommendation of the City Attorney and the City Clerk be and she is hereby directed to draw a warrant on the City Treasurer in the amount of \$47.00 payable to Mrs. William Seward, upon receipt of an appropriate release.

Carried.

November 18, 1975

Honorable Mayor and Members
of the Lansing City Council
Lansing, Michigan

Re: Claim of Daniel A. Doughty for damage to van when parking lot gate came down on vehicle while leaving Civic Center lot

Dear Mayor and Council Members:

Your City Attorney, to whom was referred the above claim, has made an investigation thereof, and is of the opinion that the City is not liable from a legal point of view. There appears to be a lack of evidence of negligence on the part of the City.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Anas—

That we concur in the recommendation of the City Attorney.

Carried.

November 21, 1975

Honorable Mayor and Members
of the Lansing City Council
Dear Mayor and Council:

On September 15, 1975, the Council authorized the institution of civil proceedings to abate the zoning violations at 4008 Clayborn, Lansing. The residential property was being used to store a large number of unlicensed and inoperable motor vehicles. Civil action No. 75-18172-AZ was commenced on October 20, 1975, against the owners of 4008 Clayborn, Richard and Carolyn Smith.

Mr. Smith is an avid collector of automobiles and usually has 10-15 of an even larger collection on his residential property at any one time. It does not appear that any substantial business or auto repair is being conducted in connection with the vehicles. However, the property often has the appearance of a junk yard due to the number of old cars in rear and side yards.

Mr. & Mrs. Smith are willing to stipulate to a consent judgment in this matter and to stipulate to a permanent injunction which will prohibit maintaining more than four (4) unlicensed or inoperable motor vehicles on the premises outside of a completely enclosed structure. Because of the lot size and building arrangement, the presence of four such vehicles will not appreciably diminish the residential character of the neighborhood while still allowing Mr. Smith to pursue his automotive interests.

I recommend that the City Council authorize this office to enter into a stipulated agreement and consent judgment with Mr. & Mrs. Smith which limit the number of unlicensed or inoperable vehicles at 4008 Clayborn to four.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Anas—

That we concur with the recommendation of the City Attorney.

Carried.

November 17, 1975

Lansing City Council
10th Floor, City Hall
Lansing, Michigan 48933

Re: Reduction of Financial Security —
Wexford Heights No. 1 Subdivision

Gentlemen:

As required by Section 37-35 (1) of Chapter 37 of the Code of Ordinances of the City of Lansing, Michigan, I request permission to release the Subdivision Bond No. 1-583-436 presented by Mutual Home Company, Inc., as financial security on the above development.

All public improvements have been completed per the attached communication from the City Engineer.

Respectfully submitted,

EDWARD C. PERRY,
Deputy Controller.

Referred to Committee on Finance.

REPORT OF COMMITTEE

The Committee on FINANCE, to whom was referred the request of the City Controller for permission to release the Subdivision Bond No. 1-583-436 presented by Mutual Home Co., Inc., as financial security for Wexford Heights No. 1 Subd., reports as follows:

That said request be approved.

Signed:

JOHN T. ANAS,
TERRY J. McKANE,
JAMES D. BLAIR,
WILLIAM A. BRENKE,
JACK D. GUNTHER,
Committee on Finance.

By Councilman Anas—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

November 20, 1975

Honorable Mayor and City Council
City Hall
Lansing, Michigan
Gentlemen:

Attached for your information and action is a request from Donald Miller to vacate an easement from a point on the South line of Lot 55, Southfield Subdivision, 75 ft. East of Daft St., parallel to the existing pipe, and leaving an easement on the North approximately 20 feet wide.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

November 12, 1975

Honorable Mayor and City Council
City Hall
Lansing, Michigan
Gentlemen:

Attached is a proposed contract agreement between the Michigan State Highway Commission and the City of Lansing for

the Latex Resurfacing of Hwy. I-96BL (Cedar St.) over the Red Cedar River, Control Section X01 of 33032-09345 (75-1981).

The cost to the City of Lansing is estimated to be \$52,250.00.

I would recommend approval of this contract agreement.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

November 20, 1975

Honorable Mayor Gerald W. Graves and
Members of the Lansing City Council

Gentlemen:

Subject: Jury-Rowe Warehouse Property
Parcel 245-7
Project No. 2, Mich. A-6

This is to advise you that the subject property, located just north of the east end of the temporary pedestrian bridge crossing the Grand River, will not be acquired as a part of the subject urban renewal project. As you were advised earlier, Judge Donald L. Reisig, of the Ingham County Circuit Court, ruled that the City Council of the City of Lansing had committed an abuse of discretion in determining that the subject property should be included within the boundaries of Project No. 2, Mich. A-6. On appeal, the Michigan Court of Appeals upheld Judge Reisig. On further appeal, the Michigan Supreme Court refused to hear the case. Our motion for reconsideration has now also been refused by the Michigan Supreme Court. Therefore, we cannot acquire said property as a part of our urban renewal program.

The above situation creates a need for a policy decision on the part of the Lansing City Council. With the completion of the Michigan Avenue Bridge quite imminent, a decision as to the renovation or removal of the temporary pedestrian bridge is required. If urban renewal had been able to acquire the Jury-Rowe property, it was our intent to renovate the pedestrian bridge to provide access to the Riverfront Park. Inasmuch as we are not able to acquire said property, we are not interested in investing \$20,000 in renovating a pedestrian bridge that empties into a unit alley adjacent to a blighted structure that blocks access to and expansion of the Riverfront Park.

If the City Council has any interest in attempting to acquire said property, for road right-of-way or park purposes, through eminent domain proceedings not based upon urban renewal, that interest should be firmed up at this time, and the pedestrian bridge left in place. If you have no interest

in acquiring this property, the temporary bridge should be removed.

Sincerely,

RONALD G. STONEHOUSE,
Housing and Redevelopment
Director.

Referred to Committee on Redevelopment and Housing.

November 20, 1975

Honorable Mayor Gerald W. Graves and
Members of the Lansing City Council

Gentlemen:

Subject: Budget Amendment for Community Design Center

Attached you will find a proposed amendment to the budget portion of the contract that exists between the City of Lansing and the Community Design Center. This amendment does not change the total budgeted, but does involve the following line item changes:

1. Personnel and Fringe Benefits—Reduced \$559.00.

Salaries and fringes are adjusted to reflect savings in delays and adjustments in hiring and a leave of absence without pay.

2. Equipment—Increased \$260.00.

Equipment is adjusted to enable a blueprint machine to be purchased to replace currently inoperable equipment.

3. Contractual Services—Reduced \$51.00.

This line item is reduced to shift to other line items.

4. Conference and Workshops—Increased \$250.00

This line item is increased to allow one person to attend one additional conference.

5. Maintenance and Repairs — Increased \$100.00.

This line item is increased to allow for equipment to be repaired, rather than discarded.

The sum of these line items changes total \$610.00, and it is my recommendation that the proposed contract amendment be approved.

Sincerely,

RONALD G. STONEHOUSE,
Housing and Redevelopment
Director.

Referred to Committee of the Whole.

November 20, 1975

Honorable Mayor and
Members of City Council:

Pursuant to Article II, Section 2A-5, Code of Ordinances of the City of Lansing, the Lansing Planning Board hereby submits program recommendations for the expenditure of Community Development Bloc Grant funds during Fiscal Year 1977.

These recommendations are submitted in the form of program budgets. Because the City Council has not formally resolved the question of location of Neighborhood Development Area Number Two, the Planning Board has prepared two distinct program budgets, one which assumes that NDA No. 2 will be located in Census Tract Twelve (Urbandale) and another which assumes that NDA No. 2 will be located in Census Tract Twenty-one (area above Potter Park).

The Lansing Planning Board, while submitting alternative programs for your consideration, recommends adoption of Program I (assumes NDA No. 2 is located in Census Tract 12). This recommendation is made based on the Planning Board's previous concurrence with the recommendation of the Technical Planning Committee. The Board continues in its recommendation that Community Development funds be reallocated to enable the City to act expeditiously and acquire and remove the homes in the lowest sectors of the Urbandale area in order to bring meaningful relief to the citizens stricken in the April 1975 flood.

With the submission of these program recommendations the Planning Board understands that it has fulfilled its role in the program development phase of Community Development Planning for Fiscal Year 1977. Further, it is the Board's understanding that the City Council will now select from among the Planning Board's program recommendations those programs it believes are best suited to meet the needs of the City. The Planning Board and its staff are available to consult with the office of Community Development and the Executive Assistant to the Mayor for Community Development concerning the development of such specific Community Development projects, under the direction of the City Council.

Sincerely,
ALAN E. TUBBS,
Planning Director.

Referred to Committee of the Whole.

November 20, 1975

Z-59-75

3124 Forest Road

Community Unit Plan

Honorable Mayor and

Members of City Council:

NOTICE
HEARING ON A COMMUNITY UNIT
PLAN

The Planning Board will hold a public hearing on Tuesday, December 16, 1975 at 7:30 p.m. in City Council Chambers, Tenth Floor, City Hall on a proposed Community Unit Plan known as Tammany Hills No. 3. The property under consideration consists of approximately 12.6 acres and is located at 3124 Forest Road.

The proposed Community Unit Plan, by Geert D. Mulder and Sons, consists of eighteen (18) lots, average size being 14,000 square feet. Proposed use of these lots is four (4) family dwellings. Present zoning on the site is "CUP" Community Unit Plan.

This notification is in accord with Section 37-8 of the Lansing Subdivision Regulations.

You are cordially invited to attend this hearing.

Sincerely,
ALAN E. TUBBS,
Planning Director.

Received and placed on file.

November 20, 1975

P-4-75

Tammany Hills No. 3

Preliminary Plat

Honorable Mayor and

Members of City Council:

NOTICE
HEARING AN A PROPOSED
SUBDIVISION

The Planning Board will hold a public hearing on Tuesday, December 16, 1975 at 7:30 p.m. in City Council chambers, Tenth Floor, City Hall on a proposed subdivision plat known as Tammany Hills No. 3. This is not a matter of rezoning. The property under consideration consists of approximately 12.6 acres and is located at 3124 Forest Road.

The proposed subdivision by Geert D. Mulder and Sons consists of eighteen (18) lots, average size being 14,000 square feet. Proposed use of these lots is for four (4) family dwellings. Present zoning on the site is "CUP" Community Unit Plan.

This notification is in accord with Section 37-8 of the Lansing Subdivision Regulations.

You are cordially invited to attend this hearing.

Sincerely,
ALAN E. TUBBS,
Planning Director.

Received and placed on file.

TO: Honorable Mayor and Members of City Council

FROM: Alan E. Tubbs, Secretary, Lansing Planning Board

SUBJECT: ACT 285 Review Completion Notice

DATE: 11-19-75

PROJECT: Proposed additions and improvements to Walter French Junior High School (ACT-14-75)

The Planning Board, at their meeting November 18, 1975, reviewed and made the attached recommendations on the subject property. This notification is for your information and files.

Referred to Committee on Planning.

November 13, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and

Council Members:

I am submitting to you for your consideration for confirmation the name of Antonio Benavides for re-appointment to the Elected Officers Compensation Commission for the term ending September 30, 1982.

Trusting this re-appointment meets your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

By Councilman Gunther—

That we concur in the recommendation of the Mayor.

Carried.

November 24, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

Tenth Floor, City Hall

Lansing, Michigan 48933

Dear Mayor Pro-Tem and

Council Members:

At the regular Council Session of Monday, November 17, 1975, it was revealed during the discussion of the so called MOON HOUSE, that a firm agreement between the property owner Jonathan Watts and those citizens who have an admiration for the old building, could not be reached until after such time as you, return, reached a decision relative to Mr. Watts' rezoning request. Therefore, I am pointing out to you that on October 3, 1974, the Planning

Director forwarded to you, a communication advising that the Planning Board had recommended that the request by Jonathan Watts to rezone a parcel of land located at 108-110 South Logan Street, be denied. On June 14, 1973, the Department of Administration of the State of Michigan, also, undertook the same stand.

In short, I am of the opinion that this matter has been before you too long and I recommend that you take action on the matter immediately.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

November 24, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

Tenth Floor, City Hall

Lansing, Michigan 48933

Dear Mayor Pro-Tem and

Council Members:

This is to formally advise that one Dr. Morris Kinsey, a former Project Manager with the City Demonstration Agency (Model Cities) and the former Athletic Coordinator of Michigan State University, has been indicted by a Federal Grand Jury in Oxford, Mississippi. It is my understanding that some of the matters pertain to the activities of Dr. Morris Kinsey while an employee of Model Cities.

As you have been aware for sometime, Dr. Morris Kinsey headed the Model Cities Summer Recreation Program, and he, together with Model Cities Director Jacqueline Warr, were the central figures in the purchase of so called church seats/signs from Hall Manufacturing Company of Henderson, Texas. For my objections, I received a mixture of verbal and printed abuse, coupled with a no interest on the part of the City Council. My original objections to the Summer Recreation Program commenced in the early 70's and my latest communication to you concerning church seats/signs was dated November 3, 1975. Excerpts from that latter communication are as follows:

"Mayor: . . . Insofar as secrecy goes, I would like to ask Mrs. Warr why she signed a purchase order for church pews from Henderson, Texas, before the approval went through and they were delivered. Can you advise me of that while we are talking about secretness?

Mrs. Warr: Mr. Mayor, you are also aware of the fact that that has been investigated by the Controller's Office and I do not sign purchase orders for other agencies—I have no need for church pews in my office.

Mayor: Your name is on the purchase order Ma'am.

Mrs. Warr: The purchase orders as they are sent through in terms of requisitions—I do not sign anything that the City Controller doesn't sign, nor have I ever.

Mayor: We will produce those for you.

Mrs. Warr: Fine . . .

For your information, I am attaching several copies of records, which in themselves make the procedure and the purchase questionable:

A billing from Hall Manufacturing Company, Henderson, Texas, (No. 2837, Invoice No. 5292), in the amount of \$2,272.00, dated July 14, 1971, for 24 signs and 32 bookracks, "Delivered and Installed." Please note that the billing shows the materials were ordered by Program Management of the City Demonstration Agency (Model Cities), sold to OEO, c/o Mr. Morris Kinsey of the City Demonstration Agency. The billing shows a change in the wording from "seats" to "signs" and was received on July 17, 1971, by Morris Kinsey.

A Purchase Order of the City of Lansing (No. C 5437) confirming the receipt of the aforementioned signs and bookracks. This so-called purchase order and receiving report is dated more than two weeks after the billing was received and 71" — Cardeen Ellison, a City Demonstration agency employee certified to the receipt of the materials on August 4, 1971, as did someone else in behalf of Jacqueline Warr, then Acting Director of CDA.

A Claim Voucher from the CDA authorizing payment to Hall Manufacturing Company requested on August 3, 1971, and apparently signed by Jacqueline Warr, Acting Director.

City Demonstration Agency warrant, or check number 821, in the amount of \$2,272.00 made payable to Hall Manufacturing Company, 1321 Industrial Dr., Henderson, Texas.

I am advised that the records still show that Model Cities purchased "church seats, or pews"—Mrs. Warr advised otherwise. The questions, which remain, are:

—Why would Model Cities receive items, before they were ordered?

—If the items received were not seats, what kind of signs would have to be ordered from Henderson, Texas, that were not available locally?

—Why the change in the order from "seats" to "signs"?

—Why was the payment approved?

—Where are the "seats" or "signs," now located?

—Or, were no materials actually received?

—Or, is there something more to this transaction than the records, and Mrs. Warr, care to reveal?"

In a communication to me, dated November 12, 1975, Mrs. Warr advises that I can not say she signed the Purchase Requisition and Payment Voucher, even though I forwarded to you, in my communication of November 3, 1975, a signed copy of both the aforementioned. AND, MRS. WARR, ALSO, ADVISES AND I QUOTE: "I HAVE NO IDEA WHAT WAS ORDERED FROM HALL MANUFACTURING COMPANY, NOR DO I HAVE ANY AWARENESS OF WHERE THE MATERIAL IS AT THIS TIME." It should be clear to you by now that Mrs. Warr is playing games.

Further, I wish to advise that more than one person from City and State governments have been subpoenaed for the Federal case expected to get underway early next month, and that still another indictment has already been issued involving the abuse of Federal dollars, with others expected to follow.

Re the Model Cities Summer Recreation Program, I wish to advise:

—You approved the Program under the objections of the then Director of Parks and Recreation, Charles Hayden, and the so called Dr. Morris Kinsey was given what amounted to a "free hand."

—Upon completion of the Program, the so called Dr. Morris Kinsey was unable to provide documentation of work schedules for the employee hired, stations of work, hours, etc.

—James Ruttman, former Manager of the Olds Plaza Hotel, was at one time requested to meet a payroll in excess of \$1,400, and he obliged because the so called Dr. Kinsey was in Denver on a Model Cities business trip.

—Mr. Ruttman advised later that he had never been reimbursed by the so called Dr. Morris Kinsey, or Model Cities, even though he repeatedly attempted to recapture those dollars.

Further, I wish to advise that the so called Dr. Morris Kinsey, according to the records at Michigan State University, was granted both a Bachelor of Science Degree and Master's Degree on the same day in June of 1970, and within 13 months he was granted a so called Doctorate. This has resulted in some consternation on the campus. The Federal indictment against the so called Dr. Morris Kinsey has taken place in Oxford, Mississippi, because of his employment as a Professor in that State.

Now, and in the future, I request that you give attention to the matters presented to you by my office. I am certain it will eliminate embarrassment for you with the passing of time.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING RESOLUTIONS — YOU MAY SPEAK ONLY FOR 3-MINUTES ON ANY ONE RESOLUTION.

No persons spoke.

RESOLUTIONS

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That the proposed Contract between the Michigan State Highway Commission and the City of Lansing for the Latex Resurfacing of Hwy. I-96BL (Cedar St.) over the Red Cedar River, Control Section X01 of 33032-09345 (75-1981), be approved, and

That the Mayor and City Clerk be authorized to sign this agreement upon certification of the City Controller as to the availability of funds, and after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That the proposed Memorandum of Understanding for Flash Flood Alarm System between the National Weather Service, National Oceanic and Atmospheric Administration and the City of Lansing, for the purpose of providing a demonstration Flash Flood Alarm System for the City, be approved, and

That the Mayor and City Clerk be authorized to sign this Memorandum of Understanding upon certification of the City Controller as to the availability of funds, and after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and Properties—

Resolved by the City Council of the City of Lansing:

That the City Assessor be, and he is hereby authorized to spread on the July, 1976, tax rolls, the cost of cutting weeds in the year 1975, in the amount of \$880.50, as reported this date by the Building Commissioner.

Adopted by the following vote:

Unanimously.

By Councilman Brenke—

Resolved by the City Council of the City of Lansing:

Whereas, the Public Service and Highway Committee, have requested that the amount of \$592.00 be removed from Roll No. 1-K (Demolition Charge).

Whereas, the property involved is described as permanent parcel No. 3301-16-152-131-3 W 85 ft, Lot 2, Block 88, Orig. Plat, City of Lansing.

Whereas, this property belongs to Natural Resources as of August 5, 1974, and they are not obligated to pay special assessments.

Now, Therefore, Be It Resolved that the amount of \$592.00 be removed from Roll No. 1-K.

Adopted by the following vote:

Unanimously.

By Committee on Parks and Recreation—

Resolved by the City Council of the City of Lansing:

Whereas, the Capitol Area Prep Hockey League has requested the Park Board to allow the Lansing Ice Arena and Capitol Area Prep Hockey League the use of several sections of portable aluminum bleachers during the winter months in exchange for free ice time for practices and games, and

Whereas, the Park Board has recommended to the City Council requesting approval of rental of bleachers by the Lansing Ice Arena for a one season trial basis, and

Whereas, the Park and Recreation Department has determined that such a rental agreement should include: a rental fee of approximately \$240 for six units, that the Lansing Ice Arena agree to repair or replace any damaged units, and that the Capitol Area Prep Hockey League be given free ice time for the duration of the season,

Now Therefore Be It Resolved, that the City Council concur with these recommendations and approves a contract between the Lansing Ice Arena and the City of Lansing, and

Be It Further Resolved, that the Director of Parks and Recreation and City Attorney prepare a contract and that upon approval by the City Attorney, that the Mayor and City Clerk be authorized and directed to sign on behalf of the City.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, House Bill 4485 is presently pending in the Senate Committee on Taxation; and

Whereas, said Bill purports to provide tax relief to property owners by reducing the assessment level from 50% of true cash value to 46% of true cash value over a period of four years; and

Whereas, in the event said Bill is enacted by the Michigan Legislature, the City of Lansing would lose critically needed operating revenues; and

Whereas, to recapture said operating revenues, the tax rate of necessity would be increased on the lower assessed values, thus rendering any purported tax relief a fiction; now, therefore, be it

Resolved, that the City Council of the City of Lansing opposes the enactment of House Bill 4485 for the reasons delineated herein; and be it

Further Resolved, that the City Clerk be and she is hereby directed to send a copy of this resolution to the Senate Committee on Taxation.

Adopted by the following vote:

Unanimously.

By Councilman McKane—

Resolved by the City Council of the City of Lansing:

Whereas, on September 24, 1975, the Tri-County Regional Planning Commission amended and adopted bylaws; and

Whereas, the Tri-County Regional Planning Commission subsequently submitted said bylaws to the legislative bodies of the participating governmental units for approval; and

Whereas, said bylaws have been reviewed and approved as to form by the City Attorney; and

Whereas, said bylaws have been reviewed by the Lansing City Council; now, therefore, be it

Resolved, that the bylaws of the Tri-County Regional Planning Commission as amended and adopted by the Commission on September 24, 1975, are hereby approved and ratified.

By Councilman McKane—

That the resolution be considered read with an affirmative roll call.

Adopted by the following vote:

Unanimously.

By Councilman McKane—

That an amendment be made in the Tri-County Regional Planning Commission Bylaws—on page 3—Section 1 of Article IV—Officers paragraph "C" in the last line after the word chairperson's add the words "or vice-chairperson's."

The resolution as amended was adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, by petition duly filed on November 4, 1975, this council was petitioned to establish a Lansing Plant Rehabilitation District No. 2 Pursuant to Act 198, 1974, being Section 207.551 to 207.571, M.C.L., and

Whereas, due notice has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 24th day of November, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is commonly known as:

2807 S. Logan Street,

more particularly described as:

N $\frac{1}{2}$ of NE $\frac{1}{4}$ of SE $\frac{1}{4}$ exc. W. 330 ft., Sec. 29, T4N, R2W, City of Lansing, Ingham County, Michigan,

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to establish a Lansing Plant Rehabilitation District No. 2 to the above described property be approved.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows:

\$ 21,487.00	from Salaries—Lansing Housing Comm. A/C 153-870-001-702.02
25,153.00	from Salaries—Lansing Community College A/C 153-870-001-702.03
21,115.00	from Salaries—Lansing School District A/C 153-870-001-702.04
11,716.00	from Salaries—C.A.T.A. A/C 153-870-001-702.05
7,399.00	from Salaries—Bd. of Water and Light A/C 153-870-001-702.06
16,969.00	from Salaries—Minor Subgrantees A/C 153-870-001-702.11
3,494.00	from Fringes—Lansing Housing Comm. A/C 153-870-001-715.02
7,693.00	from Fringes—Lansing Community College A/C 153-870-001-715.03

- 3,259.00 from Fringes—Lansing School District
A/C 153-870-001-715.04
- 3,179.00 from Fringes—C.A.T.A.
A/C 153-870-001-715.05
- 1,933.00 from Fringes—Bd. of Water and Light
A/C 153-870-001-715.06
- 2,322.00 from Fringes—Minor Subgrantees
A/C 153-870-001-715.11
- 47,126.00 to Salaries—City
A/C 153-870-001-702
- 9,590.00 to Fringes—City
A/C 153-870-001-715
- 1,954.00 to Medical Expense
A/C 153-870-001-828
- 66,831.00 to Administration—City
A/C 153-870-001-956
- 31.00 to Education
A/C 153-870-001-960
- 187.00 to Administration—Subgrantees
A/C 153-870-001-964
- \$ 4,377.00 from Salaries—Lansing Community College
A/C 153-860-001-702.03
- 907.00 from Salaries—Lansing School District
A/C 153-860-001-702.04
- 1,882.00 from Salaries—Bd. of Water and Light
A/C 153-860-001-702.06
- 2,722.00 from Fringes—Lansing Community College
A/C 153-860-001-715.03
- 77.00 from Fringes—Lansing School District
A/C 153-860-001-715.04
- 714.00 from Fringes—C.A.T.A.
A/C 153-860-001-715.05
- 2,263.00 from Fringes—Bd. of Water and Light
A/C 153-860-001-715.06
- 1,053.00 from Clothing
A/C 153-860-001-744
- 350.00 from Medical Expense
A/C 153-860-001-828
- 17,266.00 from Administration
A/C 153-860-001-956
- 1,393.00 from Education
A/C 153-860-001-960
- 16,390.00 to Salaries—City
A/C 153-860-001-702.01
- 4,337.00 to Salaries—Lansing Housing Comm.
A/C 153-860-001-702.02
- 3,414.00 to Salaries—C.A.T.A.
A/C 153-860-001-702.05
- 6,779.00 to Salaries—Minor Subgrantees
A/C 153-860-001-702.11
- 1,810.00 to Fringes—City
A/C 153-860-001-715.01
- 144.00 to Fringes—Lansing Housing Comm.
A/C 153-860-001-715.02
- 130.00 to Fringes—Minor Subgrantees
A/C 153-860-001-715.11
- \$260,000.00 from Estimated Revenues
A/C 150-000-000-160
- 76,812.00 to Salaries—Federal
A/C 156-801-000-702
- 33,000.00 to Salaries—Local
A/C 156-801-000-706
- 13,058.00 to Fringe Benefits—Federal
A/C 156-801-000-714
- 9,940.00 to Office Expense
A/C 156-801-000-727
- 800.00 to Computer Services
A/C 156-801-000-801
- 66,690.00 to Contractual Services
A/C 156-801-000-818
- 7,000.00 to Tri-County Regional Planning Comm.
A/C 156-801-000-819
- 2,000.00 to Clinton County Road Comm.
A/C 156-801-000-820
- 1,000.00 to DeWitt Township
A/C 156-801-000-821
- 1,000.00 to Capital Region Airport Authority
A/C 156-801-000-822
- 34,000.00 to Michigan Highway Dept.
A/C 156-801-000-823
- 7,000.00 to Indirect Costs—Finance
A/C 156-801-000-956
- 7,700.00 to Contingency
A/C 156-801-000-963
- I hereby certify that funds are available.
- JAMES W. DOWSETT,
Director of Finance.
- Approved:
- JOHN T. ANAS.
TERRY J. McKANE.
WILLIAM A. BRENKE,
JAMES D. BLAIR.
JACK D. GUNTHER,
Committee on Finance.
- Adopted by the following vote:
- Unanimously.

ZONING

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-52-75 — 2339 So. Cedar St.,

be re-zoned from "DM" Multiple Dwelling District to "D-1" Professional Office District and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 15th day of December, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Committee on Planning—

Resolved by the City Council of the City of Lansing:

SUP-12-75

3300 block Aurelius Road (east side)

More particularly described as:

Lot 17, except the north five rods of Robinson's Acres, a subdivision on the south one-half of the southwest $\frac{1}{4}$ of Section 26, T4N, R2W, City of Lansing, Ingham County, Michigan.

Whereas Provincial House, Incorporated has requested approval of a Special Use Permit to develop and operate a Day Care Center in the 3300 block of Aurelius Road (east side); and

Whereas, the Planning Board, pursuant to Section 36-42(11) of the Zoning Code, reviewed the request and recommends approval, providing that a site plan is submitted to the Planning Board for approval prior to the issuance of Building Permits. Site plan is to include the location of buildings, drives, parking, landscape, screening, and fencing; and

Whereas the Planning Committee of Council, to whom was referred the report of the Planning Board, concurred therewith;

Now, Therefore, Be It Resolved that the Special Use Permit by Provincial House, Incorporated be approved subject to a site plan, that includes the location of buildings, drives, parking, landscape, screening, and

fencing, being submitted to the Planning Board for approval prior to issuance of Building Permits.

Adopted by the following vote:

Unanimously.

By Committee on Planning—

Resolved by the City Council of the City of Lansing:

SUP-13-75

3500 block Aurelius Road (east side)

More particularly described as:

Commencing at the northwest corner of Section 35 of the City of Lansing (Lansing Township); then south along said Center line 370 feet; thence east perpendicular to said Center line 400 feet to the place of beginning; thence south parallel to said Section line 400 feet; thence east perpendicular to said Section line 400 feet; thence north parallel to said Section line 400 feet; thence west 400 feet to the place of beginning.

Whereas Provincial House, Incorporated has requested approval of a Special Use Permit to develop and operate a Nursing Home in the 3500 block of Aurelius Road (east side); and

Whereas the Planning Board, pursuant to Section 36-42(2) of the Zoning Code, have reviewed this request and recommended approval subject to the submission and approval of a site development plan by the Planning Department and Traffic Engineer prior to the issuance of any Building Permits. Site is to include the location of building, drives, parking, landscape, screening, and fencing. And, the land being subdivided in accord with the Michigan State Plat Act and the City of Lansing Subdivision Ordinance. It is also understood that prior to any development, that adequate utilities shall be available to handle the type of development proposed; and

Whereas the Planning Committee of Council, to whom was referred the report of the Planning Board, concurred therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the Special Use Permit by Provincial House, Incorporated, be approved, providing a site development plan is approved by the Planning Department and the Traffic Engineer prior to the issuance of any Building Permits; site plan is to include the location of building, drives, parking, landscape, screening, and fencing; and, the land being subdivided in accord with the Michigan State Plat Act and the City of Lansing Subdivision Ordinance. It is also understood that prior to any development, that adequate utilities shall be available to handle the type of development proposed.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 23rd day of April, 1973, this council was petitioned to change the following described property from "C" Two Family Residence District to "F" Commercial District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 16th day of December, 1974, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-25-73 — 108-110 South Logan St., more particularly described as:

Lot 46, Assessor's Plat No. 8, City of Lansing, Ingham County, Michigan,

from "C-2" Family Residential District to "F" Commercial District.

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised City Council to deny this request; and

Whereas the Planning Committee of Council, to whom was referred the report of the Planning Board, concurred therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "C-2" Family Residential District to "F" Commercial District be denied.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$846,876.35.

Signed:

JOHN T. ANAS,
TERRY J. MCKANE,
JAMES D. BLAIR,
WILLIAM A. BRENKE,
JACK D. GUNTHER,
Committee on Finance.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

That Councilman Ferguson be excused from the session.

Carried.

By Councilman Blair—

Resolved by the City Council of the City of Lansing:

That the rule prescribed in Sec. 5.5 (g) of the Charter relative to considering business not on the agenda, be waived.

Carried.

Request from The Salvation Army to place Christmas Kettle bellringer stands in the downtown area from November 22 through December 24, 1975.

Referred to Committee on City Affairs.

REPORT OF COMMITTEE

The Committee on CITY AFFAIRS, to whom was referred the request of The Salvation Army for permission to place Christmas Kettle bellringer stands in the downtown area from November 22 through December 24, 1975, reports as follows:

The Committee recommends permission be granted.

Signed:

JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

Councilman Brenke announced that the opening of the Michigan Avenue bridge will be December 5, 1975, at 9:00 a.m.

Anthony P. Nosal, 3703 Waverly Hills Road, spoke relative to resolution on the agenda.

Patrick Callahan, 4000 N. Grand River Avenue thanked the Council for the Special Use Permits for Provincial House.

Council adjourned at 8:45 P.M.

THEO FULTON,
City Clerk.

Lansing, Michigan

November 24, 1975

F/M

Address Correction Requested

997

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, December 1, 1975

CITY COUNCIL ROOMS

Lansing, Michigan

December 1, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Anas, Belen, Blair, Brenke, Ferguson, Gunther, May, McKane—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Belen.

Pledge of Allegiance was given by W. Scott Kester of Walter French Jr. High School.

The record of the previous session was approved as printed.

HEARING ON PROPOSED CHANGE IN ZONING CLASSIFICATIONS

December 1, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-23-75 — 2338 North Grand River Avenue,

be rezoned from "A" One Family Residence District to "F" Commercial District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Referred to Committee on Planning.

December 1, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-39-75 — 700-800 blocks Armstrong Road,

be rezoned from "A" One Family Residence District to "DM" Multiple Family Dwelling District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Referred to Committee on Planning.

December 1, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-50-75 — 3005-3017 So. Logan St., 1000-1004 Loa St., and 925-1011 Dunlap St.,

be rezoned from "A" One Family Residence District and "J" Parking Districts to "F" Commercial District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Mike Stafford, attorney for petitioner, spoke and presented pictures of area.

Referred to Committee on Planning.

HEARING ON PROPOSED CHANGES IN AMENDMENTS TO ZONING CODE CHAPTER 36

December 1, 1975 at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Zoning Code said proposed amendments being as follows:

Amendments to Chapter 36 of the Lansing Code of Ordinances Zoning Code all of the amendments proposed except those relating to Junk Yards are to correct errors.

Junk Yards — Definition is intended to assist in future code enforcement problems.

Referred to Committee on Ordinance and Contracts.

COMMUNICATIONS AND PETITIONS

Letters from Liquor Control Commission submitting:

Notice of public hearing to be held at the commission on December 9, 1975, for hearing complaints and receiving the views of the public in regard to the administration of the Liquor Control Act.

Request of Colonial Bar, Inc., for transfer of ownership of 1975 Class "C" license with dance permit at 3425 So. Logan St. from Joseph J. and Bernice F. Kobus.

Referred to Committee on Ordinance and Contracts.

Request for 24-hour liquor permit for Ingham County Democratic Corporation—December 7, 1975.

Referred to Committee on City Affairs.

Letter from Robert P. Hollingsworth relative appointment to the Tri-County Regional Planning Commission.

Referred to Committee of the Whole.

Letter from Tom Cooley relative purchase and use of Metro Ice Arena.

Referred to Committee on Buildings and Properties.

Letter from Department of Corrections—State of Michigan — submitting rules for Jails, Lockups and Security Camps.

Referred to City Attorney, Police Department and Police Board.

REPORT OF COMMITTEES

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the ordinance of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by revising Section 27 of the Code (Sewer—Sewerage), reports as follows:

That said ordinance be approved.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of the Bicentennial Commission for permission to erect a permanent Avenue of Flags on the Michigan Avenue Bridge, reports as follows:

The Committee recommends permission be granted to erect a permanent Avenue of Flags to commemorate the Bicentennial Year and all details to be worked out by the Bicentennial Director, the Director of Public Service and the Chairman of the Committee on City Affairs.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of The INGDEM Corporation for permission to serve alcoholic beverages on December 7, 1975, at the Democratic Hall, 5024 S. Cedar St., reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred the rezoning petition Z-50-75 for property at 3005-3017 So. Logan St., 1000-1004 Loa St., and 925-1011 Dunlap St., from "A" One Family Residence District and "J" Parking District to "T" Commercial District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
LUCILE BELEN,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred the rezoning petition Z-42-75 for property at 409 West Jolly Rd., from "C" Two Family Residence District to "D-1" Professional Office District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
LUCILE BELEN,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

November 26, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is Change Order No. 7 (Final), submitted by Construction Design, Inc., on the Public Service Garage & Storage Facilities, PS 46050, increasing the amount of the contract by \$734.65, due to as built conditions.

I would recommend approval of this Change Order.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the Change Order No. 7 (Final), submitted by Construction Design, Inc., on the Public Service Garage & Storage Facilities, PS 46050, increasing the amount of the contract by \$734.65, due to as built conditions, reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JAMES D. BLAIR,
JACK D. GUNTHER,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

November 26, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is a proposed Agreement between the Pollution Control Systems and the City of Lansing to place litter receptacles with advertising in the Central Business District.

I would recommend approval of the Agreement.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

November 26, 1975

OCD-HRD

Honorable Mayor Gerald W. Graves
Mayor Pro-Tem Jack D. Gunther and
Members of the Lansing City Council
Lansing City Hall
Lansing, MI 48933
Dear Mayor Graves,
Mayor Pro-Tem Gunther, and
Council Members:

I hereby certify that the "Amendment of the Contract Between Community Design Center and the City of Lansing," on the City Council agenda for December 1, 1975, has been properly submitted to you in conformance with Section 2A-11 of the Community Development Ordinance.

This contract amendment does not effect the scope of services nor the total budget. It does meet with the requirements set forth for certification pursuant to the above sighted Section.

Respectfully,

ORRIN E. SHARP,
Executive Assistant to the
Mayor for Community
Development.

Referred to Committee on Housing and Human Resources.

November 24, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: B-75-447 Rebid of Traffic Sign Shop—Heating Work

Gentlemen:

Two bids for heating work at the Traffic Sign Shop were opened at 3:00 P.M., E.S.T. on Tuesday, November 18, 1975.

We recommend that all bids be rejected due to new detailed revisions of the blueprints. Therefore, we will be readvertising this project.

Respectfully submitted,

VAUGHAN L. McKINCH,
Purchasing Director,

ROBERT R. BACKUS,
Public Service Director.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the recommendation of the Purchasing Director and the Director of Public Service that all bids received for heating work at the Traffic Sign Shop be rejected due to new detailed revisions be made in the blueprints and the project will be readvertised, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JAMES D. BLAIR,
JACK D. GUNTHER,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

November 24, 1975

Honorable Mayor

and City Council

City Hall

Lansing, Michigan

Subject: B-75-445 Rebid for Traffic Sign Shop General and Electrical Work

Gentlemen:

Five bids for general and electrical work at the Traffic Sign Shop were opened at 3:00 P.M., E.S.T. on Tuesday, November 18, 1975.

We recommend that all bids be rejected due to new detailed revisions of the blueprints. Therefore, we will be readvertising for this project.

Respectfully submitted,

VAUGHAN L. MCKINCH,
Purchasing Director,

ROBERT R. BACKUS,
Public Service Director.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the recommendation of the Purchasing Director and the Director of Public Service that all bids received for the Traffic Sign Shop General and Electrical Work be rejected due to new detailed revisions of the blueprints and that the project will be re-advertised, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JAMES D. BLAIR,
JACK D. GUNTHER,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

November 24, 1975

Honorable Mayor
and City Council
City Hall
Lansing, Michigan

Subject: B-75-446 Rebid of Traffic Sign Shop—Plumbing Work

Gentlemen:

No bids were received for plumbing work at the Traffic Sign Shop on Tuesday, E.S.T. 3:00 P.M., November 18, 1975.

We will be readvertising this project after new detailed revisions have been made with the blueprints.

Respectfully submitted,

VAUGHAN L. MCKINCH,
Purchasing Director,

ROBERT R. BACKUS,
Public Service Director.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the recommendation of the Purchasing Director and the Director of Public Service that since no bids were received for the plumbing work at the Traffic Sign Shop, the Purchasing Director will be authorized to readvertise this project after new detailed revisions have been made with the blueprints, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JAMES D. BLAIR,
JACK D. GUNTHER,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

November 26, 1975

Honorable Mayor Gerald W. Graves and
Members of Lansing City Council

Gentlemen:

Subject: Allocation and issuance of liquor license

The Housing and Redevelopment Advisory Board, at its meeting held on November 25, 1975, after much discussion and deliberation, unanimously recommended to the Lansing City Council that:

1. The City Council authorize and direct the Civic Center Board to apply to the Liquor Control Commission of the State of Michigan for a liquor license for the Civic Center facility, pursuant to Section 17f of Public Act 8 of 1933, which was created by Public Act 117 of 1972.
2. The City Council refrain from issuing either of the two currently escrowed licenses available for issuance, which are now earmarked for the Civic Cen-

ter and the 100 Block development of urban renewal, pending action by the Liquor Control Commission on the application of the Civic Center under Section 17f as outlined in Item 1 above.

In making these recommendations, the Housing and Redevelopment Advisory Board considered the following facts:

1. Section 17f (Public Act 117 of 1972), according to Special Assistant City Attorney Bruce S. King, appears to be permissive, and not mandatory, in nature. In other words, this section allows, but does not direct, the Liquor Control Commission to issue liquor licenses to municipally owned and operated civic centers.
2. The Liquor Control Commission, according to information received from the office of its Chairman, adopted a Commission Order at a meeting of the Liquor Control Commission held on December 6, 1972, which states, that it is the policy of that Commission not to issue liquor licenses for municipally owned facilities unless the facility involved is specifically named by statute. In other words, the State Legislature would need to enact a law, naming the Lansing Civic Center as the specific facility and directing the Liquor Control Commission to issue it a license, before that Commission would do so.
3. Section 17f was enacted on April 18, 1972, and the Liquor Control Commission policy order was adopted on December 6, 1972. It would appear that the Commission policy is in direct conflict with, and offsets the value of, Section 17f.
4. While the Housing and Redevelopment Advisory Board appreciates the earmarking of one of the currently escrowed licenses for the 100 Block development, the Advisory Board is advised that the department's Land Marketing Agent is currently soliciting redevelopment proposals from several groups that could also use a liquor license for new developments other than on the 100 Block. The Board is concerned that the liquor licenses could be used to attract new development, with increased tax base and employment opportunities, far in excess of the \$300,000 investment that would be generated by the firm now under consideration.
5. Should the City Council ignore these recommendations and proceed to issue one of the two liquor licenses as proposed, the Board is concerned that it would find itself in competition with the Civic Center for the one remaining escrowed license. The Board feels that this would be an undesirable position for the City as a whole.

In summary, the Housing and Redevelopment Advisory Board is of the opinion that the safest course of action, in view of the apparent conflict between State law and Liquor Control Commission policy, would

be to resolve the Civic Center licensing situation, prior to the issuance of any of the currently escrowed licenses. If and when the Civic Center has a license issued pursuant to Section 17f in hand, the Board would stand ready to provide whatever input it could regarding the issuance of the licenses then available.

Your consideration of these recommendations is appreciated.

Sincerely,

HOUSING AND
REDEVELOPMENT
ADVISORY BOARD,
RONALD G. STONEHOUSE,
Secretary.

Referred to Committee on Ordinance and Contracts.

November 26, 1975

Honorable Mayor Gerald W. Graves and
Members of the Lansing City Council

Gentlemen:

Subject: Change of Board meeting date
for December, 1975

This is to advise you that the Housing and Redevelopment Advisory Board, at its meeting held on November 25, 1975, determined that its regular meeting in the month of December, 1975, will be held on December 16, 1975, at 7:30 p.m., in the Fourth Floor Conference Room of Lansing City Hall. This change of date for the meeting is necessary because of the holiday season.

Sincerely,

HOUSING AND
REDEVELOPMENT
ADVISORY BOARD,
RONALD G. STONEHOUSE,
Secretary.

Received and placed on file.

November 26, 1975

Honorable Mayor and
Members of City Council
Gentlemen:

A year ago, I recommended that the City Council will provide courtesy parking on Saturdays during the Christmas shopping season. This was approved by the City Council and it worked very well.

I am again requesting that courtesy parking be provided on city streets each Saturday during the Christmas shopping season and hope that you will be able to continue it even after the holiday season.

Sincerely,

JOEL I. FERGUSON,
Councilman-at-Large.

Referred to Committee of the Whole.

By Councilman Ferguson—

Resolved by the City Council of the City of Lansing:

Whereas, it is the desire of the Lansing City Council to help merchants of Lansing to inspire more shoppers into their business areas; and

Whereas, the Council believes business can be increased in the Central Business District as well as the outlying areas through courtesy parking each Saturday on city streets;

Now, Therefore, Be It Resolved by the City Council that the charge for metered on-street parking be removed on Saturdays only until January 1, 1976.

Adopted by the following vote:

Unanimously.

December 1, 1975

Mayor Gerald W. Graves and

Members of the Lansing City Council

Regarding the Class C Liquor License for Michigan Avenue Depot, this Council for the past two years has had a good record of dealing fairly with businesses and the citizens of Lansing. Actions that were taken last Monday in regard to this License are far from being open and fair to the citizens of Lansing. This License has been available since 1971 and the City Council has known about legislation to approve a license for the Lansing Civic Center since 1972.

These eleventh hour tactics are going to jeopardize further the public's opinion of this 1974-75 Council. I ask you again to have fair and open hearings and invite all interested business people and boards to participate in selecting a business which will help Lansing with needed jobs and development for our community.

Respectfully submitted,

JAMES BLAIR,
Councilman at Large.

Referred to Committee of the Whole.

December 1, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and

Council Members:

This is to advise that I have requested the City Attorney, the Personnel Directors, the Human Relations Director and the Finance Director to look into the following matters pertaining to the Youth Develop-

ment Corporation (Model Cities funded), and to furnish me a report regarding same:

—Charges of an attempt to manipulate an employee's position and subsequent lay-off to secure unemployment compensation, even though not eligible; and

—Charges of forced dismissals and resignations, excess vacations, acquiring of comp-time while on sick leave, etc.

I will advise at a later date.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING RESOLUTIONS — YOU MAY SPEAK ONLY FOR 3-MINUTES ON ANY ONE RESOLUTION.

Seth Whitmore, representing Michigan Beverage Assoc., spoke relative resolution No. 4, granting liquor license for Michigan Avenue train station.

John Lenhard, 1829 Delevan, spoke relative liquor license for Michigan Avenue train station.

RESOLUTIONS

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That the proposed Agreement between the Pollution Control Systems and the City of Lansing, subject to the following:

- 1) Approval by the City Attorney and the Director of Public Service as to specific terms of the Agreement, and
- 2) The receptacles are not to exceed 60 in number, and are to be placed in the area bounded by Shiawassee St., Capitol Ave., Kalamazoo St. and Grand Ave., and
- 3) The receptacles to be of the same type and manufacture as currently used by the City, and
- 4) Existing receptacles are not to be relocated unless specifically authorized by the City, and
- 5) The amount of property damage insurance and liability to be determined by the City Attorney, be approved, and

That the Mayor and City Clerk be authorized to sign this Agreement upon certification of the City Controller as to the availability of funds, and after approval as to form by the City Attorney.

Adopted by the following vote:

Yeas: Councilmen Belen, Blair, Brenke, Ferguson, Gunther, May, McKane—7.

Nays: Councilman Anas—1.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Housing and Redevelopment Department, and the Community Design Center entered into a Contract on July 24, 1975, effective from July 1, 1975, through June 30, 1976; and

Whereas, the City of Lansing, through the Housing and Redevelopment Department and the Community Design Center do mutually agree to amend said Contract; and

Whereas, the proposed amendment of said Contract is hereby approved by the City Council of the City of Lansing.

Now, Therefore, Be It Resolved that the Mayor and City Clerk are hereby authorized and directed to sign said proposed amendment of said Contract on behalf of the City of Lansing after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That the City Assessor be, and he is hereby directed to spread on the July, 1976 Tax rolls, the cost of cutting weeds in the year 1975, in the amount of \$285.00, as reported this date by the Building Commissioner.

Adopted by the following vote:

Unanimously.

By Committees on Finance, Housing and Human Resources—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the City Demonstration Agency, has entered into non-expendable personal property contracts for Dental Services (PN-117), Project Listen (PN-10) (PN-11), Spanish Library (PN-26), Spanish Radio, (PN-34R), P.R.I.C.E. (PN-50), Career Education (PN-60), Indian Center (PN-38), Boy Scouts (PN-66), Legal Services (PN-18), and Jail Rehabilitation (PN-39); and

Whereas, the City of Lansing has, from time to time, entered into non-expendable personal property contracts for certain services with the Lansing School District, Sol De Aztlan, Michigan Indian Benefit Association, Ingham County, Greater Lansing Legal Aid Bureau, and the Boy Scouts of America; and

Whereas, the City of Lansing, through the Human Resources Department as successor to the City Demonstration Agency, desires to extend said contracts for the use of equipment purchased through Model Cities funds to insure the continuity of these previously contracted services; now, therefore, be it

Resolved, that these non-expendable personal property contracts are hereby extended from November 30, 1975, to December 15, 1975, for the purpose of providing the use of the equipment purchased through Model Cities funds so that continuity of services can be maintained.

Adopted by the following vote:

Unanimously.

By Committee on Ordinance and Contracts—

Resolved by the City Council of the City of Lansing:

Whereas, the 1970 census has allocated Class "C" licenses to the City of Lansing; and

Whereas, under this allocation there is available at this time a Class "C" license; and

Whereas, it is the intent of the Lansing City Council to allocate these licenses in a manner most advantageous to the citizens having in mind neighborhood improvement; and

Whereas, T. Michael Doyle and Richard E. Whitmer, DBA—The Train Station, have purchased the C & O Depot site in the 600 Block of East Michigan Avenue, which is in a deteriorated condition; and

Whereas, the new owners anticipate an expenditure of approximately \$300,000 to improve and renovate this site in their plan of a family restaurant with a railroad atmosphere; and

Whereas, the said restaurant is in the best interest of the citizens of Lansing in that this improvement will tend to upgrade and promote improvements in this East Michigan Avenue area;

Now, Therefore, Be It Resolved that the proposed Doyle and Whitmer restaurant located in the 600 Block of East Michigan Avenue in the City of Lansing is recommended over all other applicants as qualified for a Class "C" license, and

Be It Further Resolved that this Class "C" license be allocated to T. Michael Doyle and Richard E. Whitmer.

Councilman Ferguson asked to abstain from voting because of appearance and because of innuendoes that were said and the issue made of his association with Mr. Doyle.

That Councilman Ferguson be allowed to abstain from voting.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Brenke, Gunther, May, McKane—6.

Nays: Councilman Blair—1.

The resolution was adopted by the following vote:

Yeas: Councilmen Anas, Belen, Brenke, Gunther, May, McKane—6.

Nays: Councilman Blair—1.

By Committee on Buildings and Properties and Committee on Ordinance and Contracts—

Resolved by the City Council of the City of Lansing:

Whereas, the Civic Center Board respectfully requests that permission be granted to a corporation known as Lansing Civic Center Services, Inc., formed by five of six food caterers and the concessionaire—namely: Campbell, Schmidt's Tarpoff, Leon's, and Home Dairy Caterers, and Hotchkiss Concessions—to apply for a liquor license under amended Liquor Control Act—Sec. 17f (copy attached); and

Whereas, this will enable this corporation to serve alcoholic beverages in conjunction with catered meals at the Civic Center thus eliminating the necessity of lessees obtaining 24-hour liquor permits; and

Whereas, the Civic Center will receive 12% of the gross receipts for liquor served;

Now, Therefore, Be It Resolved that the City Council agrees with the Civic Center Board and approves this corporation and grants it permission to apply for this special alcoholic beverage license.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

SJ-5-75

1501 West Mt. Hope Avenue

More particularly described as:

Commencing at the southwest corner of the intersection of West Mt. Hope Avenue and Pattengill Avenue, said corner being 50 feet south and 32 feet west of the north $\frac{1}{4}$ post of Section 29; thence west on the south line of Mt. Hope Avenue 168 feet, south parallel to Pattengill Avenue 230 feet, east parallel to Mt. Hope Avenue 168 feet to the west line of Pattengill Avenue, north 230 ft. to the point of beginning, Section 29, T4N, R2W, City of Lansing, Ingham County, Michigan.

Whereas Dave Patterson has requested permission to erect an advertising sign upon the above described property, said sign shall be erected upon the existing pole which formerly supported a free-standing sign. This pole is located approximately in the center of the property and approximately ten (10') back from the inside edge of the sidewalk on Mt. Hope Avenue. The purpose of this sign is to advertise the service station which is located on the site and advertise the different types of merchandise and services that are available. The location of this sign will be within the "J" Parking District; and

Whereas, pursuant to Chapter 36, Section 36-41(9) of the Code of Ordinances of the City of Lansing, the Planning Department has reviewed this request; and

Whereas the Planning Department believes that the type of sign proposed is in keeping with the general intent of Section 36-41(9) which is intended to allow one (1) advertising sign within the "J" parking District for commercial establishments, providing the sign does not overhang the public right-of-way; and

Whereas, the Planning Committee of Council, to whom was referred the report of the Planning Department, concurs therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing approves and allows the erection of a permanent sign on the above described property, and said sign shall be established in accord with the Sign Ordinance.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

SJ-6-75

1515 West Mt. Hope Avenue

More particularly described as:

Commencing 50 feet south and 200 feet west of the north $\frac{1}{4}$ post of Section 29; thence south 230 feet; west 60 feet, north 230 feet, east 60 feet, to point of beginning, Section 29, T4N, R2W, City of Lansing, Ingham County, Michigan.

Whereas Don R. Browning, State Farm Agent, has requested permission to erect an advertising sign for the two (2) insurance agencies located upon the above described property. The proposed sign would be located in the "J" Parking zoning district and would be located on the west side of the entrance drive at this location and adjacent to the off-street parking areas. (The type of sign is shown on the plan on file in the Planning Office.); and

Whereas, pursuant to Chapter 36, Section 36-41(9) of the Code of Ordinances of the

City of Lansing, the Planning Department reviewed this request; and

Whereas the Planning Department, upon review of this request, does not believe that the erection of a sign at the proposed location will have any adverse affect on traffic flow or adjacent properties; and

Whereas, the Planning Committee of Council, to whom was referred the report of the Planning Department, concurs therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing approves and allows the erection of a permanent type sign as proposed on the above described property; and that said sign shall be established in accord with the City of Lansing Sign Code.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

SJ-7-75

3422 Pleasant Grove Road

More particularly described as:

Commencing at the northeast corner of Section 31; thence west 206 feet, south 163 feet, west 107 feet, north 163 feet, west to point 988 feet east of north $\frac{1}{4}$ post of northeast $\frac{1}{4}$, south to northerly line; former NYC RR ROW, northeasterly along ROW to east section line, north to the point of beginning; Section 31, T4N, R2W.

Whereas the applicant has indicated that the sign will be located approximately Twenty (20) feet back from the curb line on Pleasant Grove Road and adjacent to an existing sign pole which is located between the two ingress and egress points off Pleasant Grove Road, in an area that is not used for off-street parking; and

Whereas, the Planning Department has reviewed this request and has found that the proposed location will not obstruct traffic flow or be hazardous to the adjacent property owners; and

Whereas the Planning Committee of Council, to whom was referred the report of the Planning Department, concurs therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing approves and allows the erection of a temporary sign on the above described property, for a period not to exceed thirty (30) days; and that said sign shall be established in accord with the Mobile Sign Ordinance, Section 9-54.1; and

Be It Further Resolved that the sign shall be located in such a manner so as not to obstruct the sight distance for vehicles moving in and out of the shopping center.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT I

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That it is hereby determined to be a public necessity to construct Sanitary Sewer in W. Miller Road from existing sewer at Winterset Dr. East to Daft Street as petitioned for (See Petition No. S-6-75, 11/10/75 on file with the City Clerk; signed by 53.8% of the benefited owners, signed by owners of 49.4% of the benefited frontage.

That the Department of Public Service be and hereby is directed to cause to be prepared so far as necessary, diagrams and plats of the whole of said district, and/or plans and specifications for such project, and is further directed to estimate in detail the cost of said project, and furnish said information to the Council.

Adopted by the following vote:

Unanimously.

ZONINGS

By Councilman Gunther—

Whereas, by petition duly filed on the 13th day of October, 1975, this council was petitioned to change the following described property from "A" One Family Residence and "J" Parking Districts to "F" Commercial District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 1st day of December, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-50-75 — 3005 South Logan, 3017 South Logan, 1000 Loa, 1004 Loa, 1010 Loa, 1011 Dunlap Street, 1001 Dunlap, and 925 Dunlap,

more particularly described as:

Lots 46, 47, 48, 49, 50, 51, 52, 53, and the west $\frac{1}{2}$ of Lot 98 and all of lots 99, 100, 101, 102, 103, 104, and 105; Plat of Logancrest Subdivision,

being part of Sections 28 and 29, T4N, R2W, City of Lansing, Ingham County, Michigan,

from "A-1" Family Residential District and "J" Parking District, and "F" Commercial District to "F" Commercial District.

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised the City Council to approve this rezoning request providing that a landscape, screening, and fencing plan is submitted to, and approved by, the Planning Department. Said plan shall reflect a decorative masonry wall along the east property line.

The Planning Board further recommends that ingress and egress to the site shall be subject to the approval of the Traffic Engineer; and

Whereas the Planning Committee of Council, to whom was referred the report of the Planning Board, concurs therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "A-1" Family Residential and "J" Parking District, and "F" Commercial District to "F" Commercial District be approved; and

Be It Further Resolved that the landscape, screening, and fencing plan be submitted to, and approved by, the Planning Department prior to the issuance of Building Permits. The Plan shall reflect a decorative masonry wall along the east property line and ingress and egress to this site shall be subject to review and approval by the Traffic Engineer.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 2nd day of September, 1975, this council was petitioned to change the following described property from "C" Two Family Residence District to "D-1" Professional Office District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 17th day of November, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-42-75 — 409 West Jolly Road,
more particularly described as:

Commencing at the northwest corner of the northeast $\frac{1}{4}$ of the northwest $\frac{1}{4}$ of Section 4, T3N, R2W, City of Lansing, Ingham County, Michigan; thence east 8 rods, thence south 20 rods, thence west 8 rods, thence north 20 rods to the point of beginning, City of Lansing, Ingham County, Michigan,

from "C-2" Family Residential District to "D-1" Professional Office District.

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised the City Council to deny this request; and

Whereas the Planning Committee of Council, to whom was referred the report of the Planning Board, did not concur therewith, but recommends that the property be rezoned from "C-2" Family Residential District to "D-1" Professional Office District;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "C-2" Family Residential District to "D-1" Professional Office District be approved.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$8,891,092.28.

Signed:

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

ORDINANCES

By Councilman Belen—

The Committee reported that it had considered an ordinance providing, that the Code of Ordinances, City of Lansing, Michigan, be amended by revising Chapter 27 of said code (Sewer-Sewerage), and recommended that the ordinance be passed as amended.

Carried.

ORDINANCE NO. 408 (Sewers—Sewerage)

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising Chapter 27 of said code, be placed on order of immediate passage as amended.

Carried.

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing, that the Code of Ordinances, City of Lansing, Michigan, be amended by revising Chapter 27 of said code, be now passed as amended.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 408

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, BE AMENDED BY REVISING CHAPTER 27 OF SAID CODE.

The City of Lansing Ordains:

Section 1. That the Code of Ordinances of the City of Lansing, Michigan, be amended by revising Chapter 27 of said Code to read as follows:

ARTICLE I. In General

Sec. 27-1. **Definitions.** As used in this chapter, the following terms shall have the meanings ascribed to them, respectively:

(1) **"Sanitary sewage"** shall mean the liquid or water-carried waste discharged from the sanitary conveniences of dwellings (including apartment houses and hotels), office buildings, factories or institutions.

(2) **"Storm water"** shall mean that part of the rainfall or melted snow which reaches the sewers as runoff from natural land surface, building roofs or pavements, or as ground water infiltration or uncontaminated industrial wastes.

(3) **"Industrial wastes"** shall mean liquid wastes, solids or semi-solids from industrial processes as distinct from sanitary sewage.

(4) **"Uncontaminated industrial wastes"** shall mean waste water which has not come into contact with any substances used in or incidental to industrial processing operations.

(5) **"Sewage"** shall mean any combination of sanitary sewage, storm water, industrial wastes and uncontaminated industrial wastes, or any of them.

(6) **"Sewerage works"** shall mean all facilities for collecting, pumping, treating and disposing of sewage.

(7) **"Sewage treatment plant"** shall mean any arrangement of devices and structures used for treating sewage.

(8) **"Private sewage disposal system"** shall mean any septic tank, cesspool or other facilities intended or used for the disposal of sanitary sewage.

(9) **"Sewer"** shall mean any pipe, tile, tube or conduit for carrying sewage.

(10) **"Sanitary sewer"** shall mean a sewer which carries sanitary sewage and industrial waste or either of them and to which storm water is not intentionally admitted.

(11) **"Storm sewer" or "storm drain"** shall mean a sewer which carries storm water and uncontaminated industrial wastes, or either of them.

(12) **"Combined sewer"** shall mean a sewer receiving sewage.

(13) **"Public sewer"** shall mean a sewer in which all owners of abutting property have equal rights and which is controlled by public authority.

(14) **"Building drain"** shall mean that part of the lowest horizontal piping of a drainage system which receives the discharge from soil, waste and other drain pipes inside the walls of the building and conveys it to the building sewer.

(15) **"Building sewer"** shall mean the sewer that connects the building drain to the public sewer or other place of disposal and conveys the sewage of but one building.

(16) **"Natural outlet"** shall mean any water course, pond, ditch, lake or any other body of water, either surface or ground.

(17) **"Watercourse"** shall mean an open channel, either natural or artificial, in which a flow of water occurs, either continuously or intermittently.

(18) **"Garbage"** shall mean solid wastes from the preparation, cooking, and dispensing of food, and from the handling, storage, processing and sale of produce.

(19) **"Properly shredded garbage"** shall mean garbage that has been cut or shredded to such a degree that all particles will be carried freely under flow conditions normally prevailing in public sewers, with no particle greater than one-half of an inch in any dimension.

(20) **"B.O.D."** (denoting biochemical oxygen demand) shall mean the quantity of oxygen utilized in the biochemical oxidation of organic matter under standard laboratory procedure in five (5) days at twenty (20) degrees Centigrade, expressed in parts per million by weight.

(21) **"pH"** shall mean the logarithm of the reciprocal of the weight of hydrogen ions in grams per liter of solution.

(22) **"Suspended solids"** shall mean the solids that either float on the surface of, or are suspended in water, sewage or other liquids, and which are removable by laboratory filtering.

(22.1) **"Precipitable solids"** are those solids precipitated out of solution when the pH of this industrial waste or sewage is adjusted to 7.0 at a temperature of twenty (20) degrees Centigrade.

(23) **"S.W.R.C."** shall mean the state water resources commission.

(24) "Plumbing board" shall mean the appointed board of plumbing of the city.

(25) "Health department" shall mean the official department of health of Ingham County.

(26) "Shall" is mandatory. "May" is permissive.

(27) "MG/L" shall mean milligrams per liter.

(28) "Compatible pollutant" means a substance amenable to treatment in a publicly owned wastewater treatment plant such as biochemical oxygen demand, suspended solids, pH and fecal coliform bacteria, plus additional pollutants identified in the NPDES permit of the publicly owned treatment works was designed to treat such pollutants, and in fact does remove such pollutants to a substantial degree. Examples of such additional pollutants may include: chemical oxygen demand, total organic carbon, phosphorus and phosphorus compounds, nitrogen and nitrogen compounds, fats, oils, and greases of animal or vegetable origin.

(29) "Incompatible pollutant" means any pollutant which is not a compatible pollutant.

(30) "Industrial cost recovery" means a charge imposed on an industrial user to reflect its share of the amount of grant funds received to construct wastewater treatment works as provided under United States Public Law 92-500.

(31) "Major contributing industry" means an industrial user of the publicly owned treatment works that: (a) has a flow of 50,000 gallons or more per average work day; (b) has a flow greater than five percent of the flow carried by the municipal system receiving the waste; (c) has in its waste, a toxic pollutant in toxic amounts as defined in standards issued under Section 307(a) of Public Law 92-500 or (d) is found by the permit issuance authority in connection with the issuance of an NPDES permit to the publicly owned treatment works receiving the waste, to have significant impact, either singly or combination with other contributing industries, on that treatment works or upon the quality of effluent from that treatment works.

(32) "NPDES Permit" means a permit issued pursuant to the National Pollution Discharge Eliminations System prescribed in U.S. Public Law 92-500.

(33) "Operation and maintenance" means all work, materials, equipment, utilities and other effort required to operate and maintain the wastewater transportation and treatment systems consistent with insuring adequate treatment of wastewater to produce an effluent in compliance with the NPDES permit and other applicable state and federal regulations, and includes the cost of replacement.

(34) "Replacement" means the replacement in whole or in part of any equipment or facilities in the wastewater transportation or treatment systems to insure contin-

uous treatment of wastewater in accordance with the NPDES permit and other applicable state and federal regulations.

(35) "User charge" means a charge levied on users of a treatment works for the cost of operation and maintenance of such works pursuant to Section 204b of PL 92-500 and includes the cost of replacement.

(36) "User class" means the kind of user connected to sanitary sewers including but not limited to residential, industrial, commercial, institutional and governmental.

Residential users include all users that are domiciles or housing units either single family or multi family.

An industrial user means any non governmental manufacturing or processing facility that discharges wastewater to a publicly owned treatment works. Industrial users shall be as identified in the Standard Industrial Classification Manual 1972 Office of Management and Budget as amended and supplemented under the following divisions:

Division A — Agriculture, forestry and Fishing

Division B — Mining

Division D — Manufacturing

Division E — Transportation Communication Electric Gas and Sanitary Services

Division I — Services

A user in the divisions listed may be excluded if it is determined that it will introduce primarily segregated domestic waste or wastes from sanitary conveniences.

Commercial includes all business places other than industrial. Institutional users means hospitals, detention facilities, medical care facilities or other similar facilities that have or provide care for persons but are not residential users. Governmental users means all facilities connected to the sanitary sewer that are occupied by governmental offices or a facility that provides governmental services at public expense other than a governmentally owned institution user.

Sec. 27-2. Deposit of waste in unsanitary manner prohibited. It shall be unlawful for any person to place or deposit or permit to be deposited in any unsanitary manner upon any public or private property within the city or in any area under the jurisdiction of the city any human or animal excrement, garbage, or other objectionable waste.

Sec. 27-3. Treatment of polluted water required before discharge into watercourses. It shall be unlawful to discharge into any watercourse within the city or in any area under the jurisdiction of the city any sanitary sewage, industrial waste, or other polluted waters, except where suitable treatment has been provided in accordance with the provisions of this article and the statutes and regulations of the state.

Sec. 27-4. Privy, etc.; prohibited; exceptions as prescribed. Except as hereinafter provided, it shall be unlawful to construct or maintain any privy, privy vault, septic tank, cesspool or other facility intended or used for the disposal of sewage.

Sec. 27-5. Toilets, required; connection with sewer, when required. The owner of all dwellings, buildings, structures or properties used for human occupancy, employment, recreation or other purposes, situated within the city and abutting on any street, alley, or right-of-way in which there is now located, or may in the future be located, a public sanitary or combined sewer of the city, is hereby required, at his own expense, to install suitable toilet facilities and other sanitary conveniences therein, and to connect such facilities directly to the proper public sewer in accordance with the provisions of this article. The city council may require any such owner, pursuant to the authority conferred upon it by law or ordinance, to make such installation or connection.

Sec. 27-6. Private sewage disposal—when required. Where a public sanitary sewer or combined sewer is not available under the provisions of Section 27-5, the building sewer shall be connected with a private disposal system constructed in compliance with state law and the regulations and orders of the city council. The plumbing in the building should provide for a sanitary sewer to the side or front of the building where the public sanitary sewer will most likely be provided in the future.

Sec. 27-7. Same — When to be discontinued. At such time as a public sewer becomes available to a property served by a private sewage disposal system, a direct connection shall be made to the public sewer in compliance with the provisions of this article as provided in Section 27-5; and any septic tank, privy, privy vault, cesspool or similar private sewage disposal facility shall be abandoned and filled with suitable materials.

Upon application of the owner of such property, the city council may grant a delay of not more than two years, before making connection to public sewer. Such delay to be granted only if private facilities are satisfactory and create no nuisance or health hazard.

Sec. 27-8. Same — Manner of operation. The owner shall operate and maintain the private sewage disposal facilities in a sanitary manner at all times at no expense to the city.

Sec. 27-9. Same — Additional requirements may be imposed. No statement contained in Sec. 27-6 through Sec. 27-8 shall be construed to interfere with any additional requirements that may be imposed by the city council or the health department with respect to private sewage disposal.

Sec. 27-10. Permit required to connect with, use, alter, etc., public sewer; standards. No unauthorized person shall uncover, make any connections with or open into, use, alter or disturb any public sewer or

any appurtenance thereof without first obtaining a written permit from the director of public service or plumbing board of the city, or from such official as he or they may designate. All sewers and connections to sewers shall be properly constructed to the standards set by the director of public service.

Sec. 27-11. Conditions precedent to connection with sewer. All connections with any sewer of the city shall be made only on written authorization and permits issued by the city on such forms and on payment of such fees as shall be established, from time to time, by the city council. No sewer connection will be permitted unless there is capacity available in all downstream sewers, lift stations, force mains and the sewage treatment plant, including capacity for treatment of BOD and suspended solids.

Sec. 27-12. Building sewers and connections — Liability for costs and for damages. All costs and expenses incident to the installation and connection of the building sewer shall be borne by the owner of the property. The owner shall indemnify the city from all loss or damage that may directly or indirectly be occasioned by the installation of the building sewer.

Sec. 27-13. Same — Submitting plans and specifications. All applicants for sewer connection permits shall, when required, submit plans and specifications of all plumbing construction within such building or premises and such plans and specifications shall meet the requirements of the plumbing code of the city, and all orders, rules and regulations of the department of health. When such plans and specifications have been approved by the director of public service, the plumbing board, or by such official as he or they may designate, a sewer or plumbing permit shall be issued, subject to final inspection and approval when construction is completed.

Sec. 27-14. Same — Inspections. The applicant for a building sewer permit shall notify the director of public service or the plumbing board when the building sewer is ready for inspection. The director of public service, the plumbing inspector or his or their designated representative shall then inspect the building and plumbing construction therein and if such construction meets the previous requirement as approved in the construction permit, a sewer connection approval shall be issued, subject to the applicable provisions of other sections of this article.

Sec. 27-15. Same — Costs of repair and maintenance, application for permit therefor. The cost of all repairs, maintenance and replacements of existing building sewers and their connection to public sewers shall be borne by the property owner. Such owner shall make application for permit to perform such work to the director of public service, the plumbing board or his or their designated representative.

Sec. 27-16. Same — Manhole for sewer carrying industrial waste. When required by the director of public service, the owner

of any property served by a building sewer carrying industrial wastes shall install a suitable control manhole in the building sewer to facilitate observation, sampling and measurement of wastes. Such manhole, when required, shall be accessibly and safely located, and shall be constructed in accordance with plans approved by the director of public service. The manhole shall be installed by the owner at his expense and shall be maintained by him so as to be safe and accessible at all times.

Sec. 27-17. Certain waste waters not to be discharged into sanitary sewer. No person shall discharge or cause to be discharged any storm water, surface water, ground water, roof runoff, cooling water or unpolluted industrial process waters into any sanitary sewer.

Sec. 27-18. Certain waste waters to be discharged only into storm sewers. No person shall discharge or cause to be discharged into any storm sewer or natural or artificial watercourse, waters or wastes other than storm water or uncontaminated industrial wastes as heretofore defined, except upon special agreement with the director of public service who may seek review by the appropriate agency of the State of Michigan.

Sec. 27-19. Wastes which may not be discharged into public sewer. Except as hereinafter provided, no person shall discharge or cause to be discharged any of the following described waters or wastes into any public sewer:

- (1) Any liquid or vapor having a temperature higher than one hundred and fifty (150) degrees Fahrenheit, or lower than thirty (30) degrees Fahrenheit.
- (2) Any water or waste which may contain more than one hundred (100) parts per million, by weight, of fat, oil or grease.
- (3) Any gasoline, benzene, naphtha, fuel oil, or other flammable or explosive liquid, solid or gas.
- (4) Any garbage which has not been properly shredded.
- (5) Any ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, wood pulp, paunch manure, or any solid or viscous substance capable of causing obstruction to the flow in sewers or other interference with the proper operation of the sewerage works.
- (6) Any waters or wastes having a pH lower than five-point-five (5.5) or higher than ten-point-five (10.5) having any other corrosive property capable of causing damage or hazards to the structures, equipment or personnel of the sewerage works.
- (7) Any waters or wastes containing a toxic or poisonous substance in sufficient quantity to injure or interfere with any sewage treatment

process, constitute a hazard to humans or animals, fish or aquatic life or create any hazard in any receiving waters or in the sewage treatment plant.

- (8) Any waste flow or batch discharge containing industrial metal processing wastes having substances in excess of the standards established by state or federal regulations or such substances as may impair the sewage treatment process.
- (9) Any waters or wastes containing suspended solids of such character or quantity that unusual attention or expense is required to handle such materials at the sewage treatment plant.
- (10) Any noxious or malodorous gas or substance capable of creating a public nuisance.
- (11) Any excessive discoloration, such as, but not limited to, dye wastes and vegetable tanning solution, or any unusual chemical oxygen demand, chlorides, sulfates, or chlorine requirements in such quantities as to constitute a significant load on the sewage treatment works.
- (12) Any radioactive wastes or isotopes of such half-life or concentrations as may exceed limits established by state or federal regulations.
- (13) No industrial waste shall be permitted into the sanitary sewers that may cause a deviation from the NPDES permit requirements, pretreatment standards and all other state and federal regulations.

Sec. 27-20. Grease, oil and sand interceptors — When required, locations, specifications. Grease, oil and sand interceptors shall be provided when in the opinion of the director of public service or the plumbing board, they are necessary for the proper handling of liquid wastes containing grease in excessive amounts or any flammable wastes, sand, or other harmful ingredients, except that such interceptors shall not be required for private living quarters of dwelling units. All interceptors shall be of a type and capacity approved by the director of public service or the plumbing board and shall be located so as to be readily accessible for cleaning and inspection. Grease and oil interceptors shall be constructed of impervious materials capable of withstanding abrupt and extreme changes in temperature. They shall be substantially constructed, watertight, and equipped with easily removable covers which, when bolted in place, shall be gastight and watertight.

Sec. 27-21. Same — Maintenance at owner's expense. When installed, all grease, oil and sand interceptors shall be maintained by the owner, at his expense, in continuously efficient operation at all times.

Sec. 27-22. Approval of discharge of certain wastes, methods of treatment. The admission into the public sewers of any waters or wastes having:

- (a) A five (5) day B.O.D. greater than three hundred (300) parts per million by weight; or
- (b) Containing more than three hundred and fifty (350) parts per million by weight of suspended solids; or
- (c) Containing more than one thousand (1,000) parts per million by weight of precipitable solids; or
- (d) Having a chlorine demand of more than fifteen (15) parts per million by weight; or
- (e) Containing any quantity or substance having a characteristic described in Section 27-19; or
- (f) Having a daily average flow greater than two per cent (2%) of the average daily sewage flow of the city; or
- (g) Containing more than ten (10) MG/L of iron as Fe; or
- (h) Containing a total phosphate content of forty (40) MG/L

shall be subject to the review and approval of the director of public service of the city.

Where necessary in the opinion of the director of public service, the owner shall provide, at his expense, such preliminary treatment as may be necessary to:

- (a) Reduce the B.O.D. to three hundred (300) parts per million, the suspended solids to three hundred and fifty (350) parts per million, precipitable solids to one thousand (1,000) parts per million and the chlorine demands to fifteen (15) parts per million by weight; or
- (b) Reduce objectionable characteristics or constituents to within the maximum limits provided for in section 27-19; or
- (c) Control the quantities and rates of discharge of such waters or wastes to meet all applicable state and federal regulations including the NPDES permit. Plans, specifications and any other pertinent information relating to proposed preliminary treatment including a semi-annual report of progress regarding complying with pretreatment facilities, shall be submitted for approval of the director of public service and no construction of such facilities shall be commenced until such approvals are obtained in writing.

Sec. 27-23. Maintenance of preliminary treatment facilities at owner's expense. On direction of the director of public service, the city may require a person to remove, exclude or require pretreatment of any industrial wastes, in whole or in part for any reasons deemed by the director to be in the city's interest.

Where preliminary treatment facilities are provided for any waters or wastes, they shall be maintained in satisfactory and effective operation by the owner at his expense.

The owner shall annually submit a waste treatment report to the director of public service. Said report shall include all measurements, tests and analyses of the characteristics of waters and wastes as referred to in this section, and any other pertinent information as may be required by the director of public service.

Sec. 27-24. Determination of measurements, tests and analyses. All measurements, tests, and analyses of the characteristics of waters and wastes to which reference is made in Sections 27-19 and 27-22 shall be determined in accordance with standard methods for examination of water and wastewater and federal guidelines establishing test procedures for the analysis of pollutants published in the federal register on October 16, 1973 40 CFR 136, and shall be determined at the control manhole provided for in Section 27-16 or upon suitable samples taken at such control manhole. In the event that no special manhole has been required, the control manhole shall be considered to be the nearest downstream manhole in the public sewer to the point at which the building sewer is connected.

Sec. 27-25. Special agreements by city for treatment may be made. No statement contained in Sections 27-17 through 27-24 shall be construed as preventing any special agreement or arrangement between the city and any industrial concern whereby an industrial waste of unusual strength or character may be accepted by the city for treatment, subject to the payment by the industrial concern of the estimated cost of such treatment. Any such agreement shall include applicable surcharges as provided in this chapter.

Sec. 27-26. Protection of system from damage. No unauthorized person shall maliciously, wilfully or negligently break, damage, destroy, uncover, deface or tamper with any structure, appurtenance or equipment which is part of the municipal sewerage system or treatment plant.

Sec. 27-27. Inspectors, powers and authority. The director of public service of the city and other duly authorized officials or employees of the city, or state or federal authorities, bearing proper credentials and identification shall be permitted to enter upon all properties for the purpose of inspection, observation, measurements, sampling, and testing, in accordance with the provisions of this article at any time during reasonable or usual business hours.

Sec. 27-28. Violations — Notice to correct. Any person found to be violating any provisions of this chapter except sections 27-26 and 27-27 shall be served by the director of public service with written notice stating the nature of such violation and providing a reasonable time limit for the satisfactory correction thereof. The offender shall, within the period of time stated in such notice, take such corrective action as may be necessary.

Sec. 27-29. Same — Continuing after notice, penalty, liability of officer abetting. Any person who shall continue any violation beyond the time limit provided for in

Section 27-28 shall upon conviction thereof be punished as provided in Section 1-8 of this Code. Each day or fraction of a day in which such violation shall continue shall be deemed a separate offense. Any officer, agent or employee guilty of aiding or abetting such violation, or, being responsible therefor, refuses or neglects to take corrective action, shall be guilty as a principal.

Sec. 27-30. Same — Liability in damages to city. Any person violating any of the provisions of this article shall be liable to the city for any expense, loss, or damage occasioned to the city by reason of such violation, and recovery therefor may be had by an appropriate action in any court of competent jurisdiction.

Sec. 27-31. Same — As nuisance, abatement. Any continued violation, after due notice as provided in Section 27-28, shall be deemed a public nuisance, and may be abated by suit in equity by the city in any court of competent jurisdiction. This remedy shall be in addition to those heretofore provided for.

Sec. 27-32. Article supplemental to plumbing code. The provisions of this article shall be considered to be supplemental to and concurrent with the plumbing code of the City.

ARTICLE II. RATES AND CHARGES FOR CITY SERVICES

Sec. 27-33. Established, to whom applicable, basis for computation. Rates and charges for the use of the disposal system of the city are hereby established. Such charges and rates shall be made against each lot, parcel of land or premises which may have any sewer connections with the sewer system of the city or which may otherwise discharge sewage or industrial waste, either directly or indirectly, into such system or any part thereof. Such charges shall be based upon the quantity of water used thereon or therein.

Sec. 27-34. Supervision of system. The construction, alteration, repair, operation and control of such system shall be under the immediate supervision and control of the director of public service, subject to the order, rules and regulations of the city council.

Sec. 27-35. Amounts, billings. The rates and charges for services furnished by such system shall be levied upon each lot or parcel of land, building or premises, having any sewer connection with such system, on the basis of the quantity of water used thereon or therein as the same is measured by meters therein used, or in the absence thereof, by such equitable method as shall be determined by the director of public service with the approval of the city council, and shall be collected at the same time, and in the same manner as provided for the payment of charges for water used, except in cases where the character of the sewage from a manufacturing or industrial plant, building or premises is such that unreasonable additional burden is placed upon the system, greater than that imposed

by the average sewage delivered to the system plant, the additional cost of treatment created thereby shall be an additional charge over the regular rates hereinafter set forth; or the city may, if it deems it advisable, compel such manufacturing or industrial plant, building or premises, to treat such sewage in such manner as shall be specified by the city before discharging such sewage into the sewage disposal system. Rates for all users obtaining all or part of their water supply from sources other than the city's water system may be determined by gauging or metering the actual sewage entering the system or by metering the water used by them, in a manner acceptable to the City Council. The commodity charge for resident users shall be computed on the basis of nine hundred (900) cubic feet per month per customer where gauging or metering is not practical.

The city council may classify the users of the system according to the quantity of water used and charge such rates to users in each class as it may deem reasonable.

1. The rate to be billed for use of the system shall be as follows for all users within the sanitary sewer service area of the city except as otherwise provided herein:

SCHEDULE OF SEWERAGE RATES PER MONTH

A. Service Charge.

\$0.30 per month per customer for billing and collecting services.

B. Commodity Charge.

\$0.40 per 100 cubic feet for the first 2000 cubic feet.

\$0.31 per 100 cubic feet for all over 2000 cubic feet.

C. Minimum charge per month or part thereof.

Meter Size In Inches	Minimum Billing
$\frac{5}{8}$	\$ 1.90
$\frac{3}{4}$	\$ 3.50
1	\$ 6.70
1 $\frac{1}{4}$	\$ 9.54
1 $\frac{1}{2}$	\$ 14.50
2	\$ 33.10
3	\$ 57.90
4	\$113.70
6	\$212.90
8	\$374.10
10	\$622.10

D. Industrial Cost Recovery Charge.

\$0.042 per 100 cubic feet of industrial process wastewater.

E. Extra Strength Waste Surcharge (B.O.D.).

\$0.085 per pound in excess of 300 parts per million (PPM).

F. Extra Strength Waste Surcharge (Suspended Solids).

\$0.048 per pound in excess of 350 parts per million (PPM).

G. Lawn Sprinkling.

Upon all bills to resident users during the months of September, October and November, the sewerage charge shall be subject to a discount of 10% unless water used for lawn sprinkling is metered separately, and further provided that said discount shall not apply to any minimum billing.

H. Delayed Payment Charge.

A delayed payment charge of ten percent (10%) of the total monthly bill shall be added to any bill which is not paid on or before the due date shown thereon.

2. The rate to be billed for use of the system shall be as follows for all Landel customers:

SCHEDULE OF SEWERAGE RATES PER MONTH**A. Service Charge.**

\$0.30 per month per customer for billing and collection services.

B. Commodity Charge.

\$0.70 per 100 cubic feet for the first 2000 cubic feet.

\$0.54 per 100 cubic feet for all over 2000 cubic feet.

C. Minimum Charge per Month or Part Thereof.

Meter Size In Inches	Minimum Billing
5/8	\$ 3.10
3/4	\$ 5.90
1	\$ 11.50
1 1/4	\$ 16.47
1 1/2	\$ 25.15

2 \$ 57.70

3 \$ 101.10

4 \$ 198.75

6 \$ 372.35

8 \$ 654.45

10 \$1,088.45

D. Industrial Cost Recovery Charge.

\$0.042 per 100 cubic feet of industrial process wastewater.

E. Extra Strength Waste Surcharge (B.O.D.).

\$0.085 per pound in excess of 300 parts per million (PPM).

F. Extra Strength Waste Surcharge (Suspended Solids).

\$0.048 per pound in excess of 350 parts per million (PPM).

G. Lawn Sprinkling.

Upon all bills to resident users during the months of September, October and November, the sewerage charge shall be subject to a discount of 10% unless water used for lawn sprinkling is metered separately, and further provided that said discount shall not apply to any minimum billing.

H. Delayed Payment Charge.

A delayed payment charge of ten percent (10%) of the total monthly bill shall be added to any bill which is not paid on or before the due date shown thereon.

Of the foregoing commodity charge, approximately \$0.20/CCF is a user charge to pay for operation, maintenance and replacement and the balance to pay local financing expenses and other local costs.

"Industrial Cost Recovery."

All process wastewater from industrial facilities are subject to an industrial cost recovery charge. Process wastewater includes all liquid wastes discharged into the sanitary sewers of the city from an industrial facility, less those wastewaters that originate from employees' use of sanitary appliances. The industrial cost recovery charge becomes effective on or about January 1, 1977 and is to be added in the foregoing schedule of sewerage charges and is to be computed as follows:

The annual industrial cost recovery charge is to be equal to the product of the ratio of the average annual amount of industrial process wastewater discharged to the sewer per day to a plant design capacity of 40 million gallons per day, said ratio to be multiplied by one thirtieth of the amount of federal grant received under Federal Public Law 92-500 for construction of the wastewater treatment facility. Based

on an expected federal grant of \$24,693,750, the annual industrial cost recovery charge shall be \$0.042 per 100 cubic feet of industrial process wastewater.

The industrial cost recovery charge shall be collected with sewer service billings, one half of which shall be remitted to the United States Treasury, in accordance with federal law, and two fifths of which is to be used by the city for reconstruction of wastewater facilities and one-tenth of which shall be used for other wastewater treatment purposes.

"Surcharges for BOD and Suspended Solids." For BOD greater than 300 parts per million, there shall be a charge of 8.5 cents per pound and for suspended solids greater than 350 parts per million, there shall be a charge of 4.8 cents per pound.

There shall be an additional charge for laboratory testing of wastewater samples. The laboratory charge shall be for the cost thereof and will be determined for each user.

The surcharges for B.O.D. and suspended solids becomes effective on or about January 1, 1977, and shall be adjusted annually to meet actual system expenses and initially shall be as follows:

	B.O.D.	Suspended Solids
Operation and Maintenance Expenses	3.8¢/lb.	2.2¢/lb.
Local Debt	2.4¢/lb.	1.4¢/lb.
Industrial cost Recovery	2.3¢/lb.	1.2¢/lb.
	8.5¢/lb.	4.8¢/lb.

The rates stated herein shall be effective on January 1, 1976, except as otherwise provided. A billing covering use of the system before and after the effective date of this rate change shall have such bill prorated, based upon the average use per day and the number of days within such billing period, at the rate then in effect.

The Board of Water and Light is hereby designated as the billing and collecting agent for the city of the purposes of this chapter and is reimbursed from the funds collected for the expense of such billing and collecting. The charges shall constitute a lien on the property served by any connection with the system, and if not paid within ninety (90) days may be collected in the same manner as general city taxes.

Suburban user or users of sewer or sewer services located outside of the corporate limits of the city who have connection with the sewerage system of the city shall pay for such service such additional rate to that charge to users within the corporate limits as the city council may determine to cover additional costs to the city of transportation of wastewater and depreciation of investments by the city in sewerage facilities.

Sec. 27-36. Rules, regulations, and by-

laws for operation of system. The city council may make such rules and regulations governing the operation of such system and the collection of the service charges as it shall deem necessary. The director of public service of the city may make such further by-laws, not inconsistent with the rules and regulations of the city council, as he may deem necessary for the management and protection of the system. Such rules, regulations and by-laws shall have the same force and effect as ordinances.

Sec. 27-37. Fiscal year for system. The system shall be operated on the basis of a fiscal year commencing on the first day of July and ending on the thirtieth day of June.

Sec. 27-38. Use of proceeds — Revision of rates. The rates hereby fixed are estimated to be sufficient to provide for the payment of any or all indebtedness, to provide for the expenses of administration and operation and such expenses of maintenance of such system as are necessary to preserve the same in good repair and working order, to build up a reasonable reserve for depreciation thereof, and to build up a reserve for reasonable and proper improvements, betterments and extensions thereto other than those necessary to maintain the same in good repair and working order. Such rates shall be fixed and revised from time to time as may be necessary to produce these amounts. An annual audit shall be prepared as required elsewhere in the city ordinances and charter. Based on said audit, rates for sewage services shall be reviewed annually and revised as necessary to meet system expenses.

Sec. 27-39. Same — Gross revenues. Except as otherwise provided by this chapter, the gross revenues received by virtue of this article shall be set aside and used for the operation, maintenance and extension of the sewage and for the payment of bonds and interest thereon issued for the purpose of enlarging and improving the same.

Sec. 27-39a. Connection charges relating to sewers, sanitary sewers, or storm sewers constructed by means of a letter of intent — use of charges. Where a sewer, sanitary sewer or storm sewer is constructed by a landowner through a letter of intent wherein said landowner pays the cost of construction and where upon completion, the sewer, sanitary sewer, or storm sewer so constructed becomes the property of the city and a part of the city's sewerage system; and where a landowner abutting said sewer, sanitary sewer, or storm sewer, and who did not bear any of the cost of the construction thereof subsequently connects a new or existing structure thereto, said abutting landowner shall be charged for each abutting foot of sewer, sanitary sewer, or storm sewer in an amount equal to the average per foot cost of the three public contracts of the city of Lansing bid during the fiscal year of the letter of intent for the construction of sewers, sanitary sewers, or storm sewers of similar diameter and depth. The charges specified in this paragraph must be paid prior to a permit being issued for a connection and are in

addition to any other charges or rates specified in this chapter. The charges collected under this paragraph shall be equally divided among the parcels of land specified in the letter of intent which were to be initially benefited by the sewer, sanitary sewer, or storm sewer. The charges so divided shall be used to reduce for a period not to exceed ten (10) years, any special assessments on said land or if there be none to reduce the property taxes on the land.

ARTICLE III. CONSTRUCTION

Division 1. Authority and Requirements Generally.

Sec. 27-40. Powers of council generally. The city council may establish, construct, repair and maintain sewers, and drains whenever and wherever necessary, and of such dimensions and materials, and under such regulations as it may deem proper, for the drainage of the city. Private property or the use thereof, may be taken therefor, in the manner prescribed by law and ordinance, for taking such property for public use. But in all cases where the council shall deem it practicable, such sewers and drains shall be constructed in the public streets and grounds.

Sec. 27-41. Supervision by city engineer. The city engineer shall have supervision and charge of the construction of all sewers and drains.

Sec. 27-42. Drainage plan for whole city—to be devised by engineer. Whenever it may become necessary in the opinion of the council, to provide sewerage and drainage for the city, or any part thereof, it shall be the duty of the city engineer to devise, or cause a plan of drainage to be devised for the whole city, or for such part thereof as the council shall determine.

Sec. 27-43. Same—Direction by council, division into districts, approval and filing of plats and diagrams. Such plan shall under the direction of the council be formed, with a view to the division of the city into main sewer districts, each to include one or more main or principal sewers, with the necessary branches and connection. Such districts shall be numbered and so arranged, as to be as nearly independent of each other as may be. Plats or diagrams of such plan when prepared, shall be submitted to the council for its approval, and filed in the office of the city engineer.

Sec. 27-44. Special sewer districts; main and trunk sewers. Main sewer districts shall be subdivided into special sewer districts, in such manner that each special district shall include one or more lateral or branch sewers, connecting with a main sewer, and such lands as in the opinion of the council will be benefited by the construction thereof. When deemed necessary, special sewer districts, to include one or more local or branch sewers, and such lands as in the opinion of the council will be benefited by the construction thereof, may be formed of territory not included in any main sewer district. The council

may provide for main or trunk sewers without reference to sewer districts. In such case, diagrams or plats of such main or trunk sewers shall be recorded in the office of the city engineer, in the book of sewer records.

Sec. 27-45. Abstract of proceedings. There shall be kept posted in a book of sewer records in the office of the city engineer, an abstract of all proceedings of the council relating to any sewer, and the plans thereof. The provision shall also apply to sewers heretofore constructed.

Sec. 27-46. Cost and payment of main or trunk sewers not in districts, assessments. The cost and expenses of establishing and making any main trunk or lateral storm or sanitary sewer, constructed without reference to sanitary or storm districts, shall be paid from the general fund or sewerage disposal system funds excepting such portions thereof as the council shall deem to be of benefit to private property, which property shall be described and the benefits thereto be determined, assessed and taxed in the same manner as herein provided for other public improvements. Such portion as the council shall determine, being not more than the cost of constructing up to a 10-inch sanitary sewer and/or up to a 15-inch storm sewer needed to serve the street or district served, shall be defrayed by special assessment upon all the taxable lands benefited by said sewers in proportion to the estimated benefits accruing to each parcel respectively. Assessment according to benefits as aforesaid may be made without reference to any improvements or building or buildings upon said land.

Sec. 27-47. Plat of whole district, publication of notice, hearing. Before proceeding to the construction of any district sewer, the department of public service shall cause a diagram and plat of the whole sewer district to be made, showing all the streets, public grounds, land, lots and subdivisions thereof in the district, the proposed route and location of the sewer, and the depth, grade and dimensions thereof, and shall make an estimate of the cost.

Sec. 27-48. Resolution to construct. When the council shall determine to construct any such district sewer, it shall so declare by resolution, designating the district and describing, by reference to the plat or diagram thereof mentioned in the preceding section, the route and location, grade and dimensions of the sewer, and shall determine in the same resolution, what part of the estimated expenses of the sewer shall be paid from the general fund, or sewerage disposal system fund, and what part shall be defrayed by special assessment, according to benefit; and it shall cause such plat and diagram, as adopted, to be recorded in the book of sewer records.

Sec. 27-49. Making and approving special assessments. Special assessments for the construction of sewers, shall be made by the city assessor, and shall be approved by the council, and otherwise treated in the same manner as special assessments for public improvements.

Sec. 28-50. Petition for construction. When the owners of a major portion of the lands, or when a majority of the owners of the lands liable to taxation, in any sewer district, or part of the city which may be constituted a sewer district, shall petition for the construction of a sewer therein, the council may direct the city engineer to construct a district sewer in such location, and if the lands including the line of such proposed sewer are not within any sewer district, a district shall be formed for that purpose. In other cases, sewers shall be constructed in the discretion of the council.

Sec. 27-51. Private drains and sewers—Requiring construction. Whenever the council shall deem it necessary for the public health, it may require the owners and occupants of lots and premises, to construct private drains therefrom, to connect with some public sewer or drain, and thereby drain such lots and premises, and to keep such private drains in repair and free from obstruction and nuisance. If such private drains are not constructed and maintained according to such requirement, it may cause the work to be done at the expense of such owner or occupant, and the amount of such expense shall be a lien upon the premises drained, and may be collected by special assessment to be levied thereon.

Sec. 27-52. Same — Connecting with public system. The owners or occupants of lots and premises, shall have a right to connect the same at their own expense, by means of private drains, with the public sewers and drains, under such rules and regulations as the council shall prescribe.

Sec. 27-53. Sepcial assessments for providing ditches and improving water courses. Such part of the expenses of providing ditches and improving water courses, as the council shall determine may be defrayed by special assessment upon the lands and premises benefited thereby, in proportion to such benefits.

Sec. 27-54. Payment for repairs. The expenses of repairing public sewers, drains, ditches, and water courses, may be paid from the general fund, or sewerage disposal system funds, or in such other manner, as the city council may prescribe.

Sec. 27-55. Enactment of ordinances as necessary. The council may enact such ordinances as may be necessary, for the protection and control of the public drains, water courses, ditches and sewers, and to carry into effect the powers herein conferred in respect to drainage of the city.

Sec. 27-56. Furnishing sewerage and drainage to state. The city council shall have authority to afford sewerage and drainage to property owned by the state and the state shall pay such portion of the expense thereof, as may be agreed upon between the city council and the board of state auditors, and the city council shall have authority to enter into any agreement or contract with such board of state auditors, for paying such proper proportions of the expense of connecting with the sewers and drains of the city, as they may mutually deem proper.

Division 2. Construction by Private Individuals.

Sec. 27-57. Permit — Required, issuance. It shall be unlawful for any person within the city to lay any sewer in any street, alley or other public place, or to disturb, alter, or repair, an such sewer or make any hole in, or connect with, any public sewer, or attempt so to do, or cause the same to be done, without first obtaining a written permit therefor. The Public Service Department is hereby authorized to issue permits required by this article when in their judgment such permits shall be proper and necessary. Such permits shall be issued only upon the application of the person having the contract to lay such sewer or make such repairs, alterations or connections, and shall specify the particular parcel of land for which such permit is granted.

Sec. 27-58. Same — Payment of taxes prerequisite, deposit therefor. A permit shall not be granted to make connections with any public sewer until all special sewer taxes then due and assessed against the property for the benefit of which such connection is to be made, shall be paid. To obtain such permission a permit fee of ten dollars (\$10.00) shall be deposited with the Public Service Department. In the event such sewer installation must cross a public street or alley or other public property, a deposit of sufficient amount, as determined by the office of public service, to cover the actual cost of repairing such street or alley or public property shall be required before such permission is granted. After making such deposit, and receiving such permission, the trench or excavation for such purposes may be made as specified in such permit.

Sec. 27-59. License, bond or insurance, registering. No person shall for hire lay any sewer within the city, or make any alterations or repairs in any existing sewer or tap or make connections with any public sewer or exercise the calling of drain or sewer layer within the city, or exercise the calling of sewer cleaner or providing private sewer services within the city, unless such person shall first have received a license so to do. Any person desiring a license as aforesaid shall make application therefor to the board of examiners of plumbers hereinbefore referred to, who shall first determine the qualifications of such person to do such work, and if in the opinion of such board such applicant is qualified, the board shall issue a license to such applicant upon the performance by him of the conditions in this section prescribed. If such applicant be a person carrying on the business of exercising the calling of a drain or sewer layer or sewer cleaner within the city he shall pay a license fee of five dollars and furnish a bond or policy of insurance to the city in the penal sum of five hundred dollars, issued by a surety company authorized to do business in the state, to be approved by the city council conditioned upon the faithful observance of the charter and ordinances of the city and the prompt payment of any damages occasioned by the negligence, poor workmanship or material of such licensee.

Sec. 27-60. **Supervision — Prior to connection, size of local sewers, connections per building.** After such excavation is made, but before any connection is made with such public sewer, or any hole made therein, or before such public sewer is disturbed, otherwise then being uncovered, notice shall be given to the Public Service Department who shall immediately cause an inspector or assistant, to supervise the making of such connection or the laying of such sewer from the public sewer to within three feet of the building. The Public Service Department may require or permit local sewers larger than four-inch pipe, but such local sewer shall be of the same size as the connection with the public sewer. All detached buildings, dwellings, each side of double dwellings, or each division of terraces or flats, shall have a distinct and separate connection to the public sewer in the street, except as herein stated. All apartment houses, school buildings, factory and industrial buildings may have one or more connections to the public sewers, but said connections shall be of a size and at points determined and designated by the Department of Public Service.

Sec. 27-61. **Same — Of refilling; account of cost of inspection, deducting from deposit.** After the making of such connections and the laying of such sewer to within three feet of the building, the refilling of the trench or excavation shall be done under the supervision of the Public Service Department, and such refilling shall not proceed unless the inspector or his assistant shall be present. Any person laying any sewer in any public space shall, as speedily as possible, refill the excavation and put the same in as good condition as before, and in order to do so, the filling is to be replaced carefully in layers, and each layer before the next is put on, shall be thoroughly flushed so as to make such filling, when complete, sufficiently firm, compact and solid to prevent settling; provided, in case of a paved street, alley or other paved space, such trench or excavation shall be refilled and repaved by the director of public service or his assistant, or under his immediate supervision. Such board or its inspector (and the director of public service in case of a paved space) shall keep or cause to be kept, an accurate account of the cost of inspection, labor, and material expended and used in such work, which shall be borne by the person having such permission, and such cost shall be deducted from the amount of the deposit made for such purpose.

Sec. 27-62. **Deposit for expenses.** If, in the judgment of the Public Service Department, such sum, so required to be deposited (in case of a paved street, alley or space), will not be sufficient to cover the probable cost of such work, he may require such deposit as will, in his judgment, be sufficient to cover such cost; and on the completion of such work, any balance shall be returned to the person entitled thereto and in case of a deficiency, such person shall pay the balance due to the Department of Public Service provided, no person shall be required to make such deposit with the Public Service Department if he secures permission to make connection with any

public sewer as above provided and executes a bond issued by a surety company authorized to do business in the state and in such penal sum to be approved by the city council, conditioned for the faithful observance of the city charter and the ordinances and such other conditions, not inconsistent with this article as the city council may from time to time prescribe.

Sec. 27-63. **Compliance with rules and regulations.** All rules and regulations approved by the city council for the construction and care of main and local sewers, connecting sewers and private sewers, shall form a part of this division and be binding and lawful as any part thereof, and all persons shall be required to comply with the same.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

That the rule prescribed in Sec. 5.5 (g) of the Charter relative to considering business not on the agenda, be waived.

Carried.

Letter from Robert W. Luoma representing Wayne and Mary Haney in regard to parking—North Center Street.

Referred to Traffic Board.

Request from The Capitol Caravan Club of Elf Khurafeh Temple for 24-hour liquor permit for December 13, 1975.

Referred to Committee on City Affairs.

REPORT OF COMMITTEE

The Committee on CITY AFFAIRS, to whom was referred the request of The Capitol Caravan Club of Elf Khurafeh Temple for permission to serve alcoholic beverages at a Christmas Party on December 13, 1975, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the Lansing Tri-County Regional Manpower Consortium have entered into an agreement to provide for the planning and delivery of manpower services pursuant to the Comprehensive Employment and Training Act of 1973, as amended, under new Title VI, "Emergency Jobs Act," contract No. 894.05, and

Whereas, the City of Lansing has modified its Title VI contract with the Lansing Tri-County Regional Manpower Consortium to recapture and reallocate residual monies;

Now Therefore Be It Resolved, that the City Council approve said modifications and direct the Mayor and other City officials to sign said modified contracts.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and,

Lansing Housing Commission, contract No. 894.051

Lansing School District, Contract No. 894.052

Capital Area Transportation Authority, contract No. 894.053

Board of Water and Light, contract No. 894.054

Lansing Community College, contract No. 894.055

Greater Lansing Urban League, contract 894.056

Greater Lansing Safety Council, contract No. 894.057

Community Design Center, contract No. 894.058

Suitcase Theatre, contract No. 894.059

Community Art Gallery, contract No. 894.0510

Michigan Department of Natural Resources, contract No. 894.0511

hereinafter referred to as subcontractors, have entered into an agreement to provide for the planning and delivery of manpower services pursuant to the Comprehensive Employment and Training Act of 1973, as amended, under new Title VI, "Emergency Jobs Act," and

Whereas, the City of Lansing has modified its contracts with the above named subcontractors to recapture and reallocate residual monies;

Now Therefore Be It Resolved, that the City Council approve said modifications

and direct the Mayor and other City officials to sign said modified contracts.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

Whereas, the Center for the Arts, Incorporated, has made application for funding under the Comprehensive Employment and Training Act of 1973, Title VI, "Emergency Jobs Act"; and

Whereas, the Screening Committee has approved said application as being valid and in order; and

Whereas, the City of Lansing has sufficient CETA, Title VI residual funds to cover this request,

Whereas, non-profit agencies are now eligible for funding under Title VI. This action is in conformity with the United States Department of Labor Manpower Administration directives;

Now Therefore Be It Resolved, that the City of Lansing agree to provide funding to the Center for the Arts, Incorporated for the period of December 1, 1975 through June 30, 1976 in the amount of \$13,968.00 for the following three positions:

Director

Secretary

Custodian

Further Be It Resolved, that the City Council approve this resolution to provide funding for the Center for the Arts, Incorporated, and authorize the Mayor and City Clerk to sign a contract legalizing this transaction, upon approval of said contract as to form by the City Attorney and upon certification of the accounting procedures by the City Controller.

Adopted by the following vote:

Unanimously.

Councilman Blair announced that an important Public Hearing was to be held in the Council Chamber, Tuesday, December 2, 1975, relative to a Half-Way House to be located on Woodlawn Avenue.

Councilman Brenke announced that Santa Claus would arrive on the Michigan Veterans Memorial Bridge at 9:30 a.m., Friday, December 5, 1975, and will cut the ribbon to open the bridge.

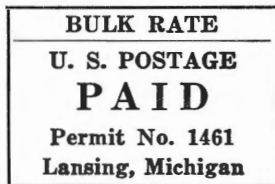
Council adjourned at 8:55 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

December 1, 1975

F/M



Address Correction Requested

1021

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, December 8, 1975

CITY COUNCIL ROOMS

Lansing, Michigan
December 8, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Anas, Blair, Brenke, Ferguson, Gunther, May, McKane—7.

Absent: Councilwoman Belen.—1.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Gunther.

Pledge of Allegiance was given by Larry Holcomb.

The record of the previous session was approved as printed.

HEARING ON PROPOSED SPECIAL USE PERMIT

December 8, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed special use permit as

provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

1033 Lenore St.,

SUP-14-75 — to be used as a Children's Day Care Center.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed special use permit provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed special use permit.

Referred to Committee on Planning.

HEARING ON PROPOSED CHANGE IN ZONING CLASSIFICATIONS

December 8, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifi-

cations as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-49-75 — 830 East Mt. Hope Ave.,

be rezoned from "B" One Family Residence, "F" Commercial and "J" Parking Districts to "D-1" Professional Office District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Referred to Committee on Planning.

December 8, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-53-75 — 3007 North East St.,

be rezoned from "J" Parking District to "F" Commercial District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Referred to Committee on Planning.

December 8, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-48-75 — 3225 Aurelius Rd.,

be rezoned from "A" One Family Residence District to "D-1" Professional Office District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

Objections were made to the proposed amendment(s).

Al Trapp, 3106 Manley Dr., member of Forest View Neighborhood Association, spoke in opposition.

Referred to Committee on Planning.

December 8, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-46-75 — 701 North Logan Street,

be rezoned from "J" Parking, "B" One Family Residence and "D" Apartment Districts to "F" Commercial and "J" Parking Districts.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Referred to Committee on Planning.

December 8, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-56-75—5101 So. Pennsylvania Ave.,

be rezoned from "E-2" Drive-In Shop and "J" Parking District to "F" Commercial District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Referred to Committee on Planning.

HEARING

This is the time set for a hearing for representatives from the taxing units which levies ad valorem property taxes in the City of Lansing, the applicant and the City Assessor pertaining to the application of an Industrial facilities Exemption Certificate, in accordance with the provisions of Act 198, 1974. (For Federal Drop Forge Co., Lansing Plant Rehabilitation District No. 2 at 2807 S. Logan St.)

The Mayor asked if there was anyone present that would like to be heard.

No one spoke.

Referred to Committee of the Whole.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

CHARITABLE SOLICITATION — Lansing Bicentennial Commission.

DRAINLAYER — Richard W. Rumble.

Referred to Committee on Ordinance and Contracts.

Tecumseh Development, Inc., files Final Plat of Tecumseh Riverview.

Referred to Planning Board and Public Service Board.

Eaton County Treasurer submits amount of delinquent tax collected for October, 1975.

Received and placed on file.

Order to show cause filed in Circuit Court by Lansing Fire Fighters Association, Local 421, I.A.F.F., AFL-CIO vs City of Lansing.

Referred to City Attorney and Personnel Director.

Summons filed in District Court by Debra J. Pauls and Gary S. Pauls vs City of Lansing and Lansing Fire Department for damages incurred due to accident.

Referred to City Attorney and Fire Department.

Notice of Intent to file claim by Russell J. and Heidi Baker for Sharon Baker vs City of Lansing and County of Ingham for damages incurred due to accident.

Referred to City Attorney and Police Department.

Request from WJIM—Gross Telecasting, Inc., to place a radio remote trailer in front of Added Touch — 1136 No. Washington Ave. on December 11, 12, 13, 1975.

Referred to Committee on City Affairs.

Liquor Control Commission submits request from Frank G. and Rosa T. DeLaCruz for transfer of Class "C" license with Dance-Entertainment Permit from Helen Oade and transfer of location from 6359 W. Lake Lansing Dr. to 539 East Michigan Ave.

Referred to Committee on Ordinance and Contracts.

Requests for special 24-hour liquor permits for:

Auto Body Credit Union — February 21, 1976 — Civic Center.

Capital Area School Employee Credit Union — February 28, 1976 — National Guard Armory.

Greater Lansing Board of Realtors — December 18, 1975 — Plumbers & Pipefitters Hall.

Referred to Committee on City Affairs.

Letter from Steven L. Jones requesting extension of fence from property line.

Referred to Director of Public Service and Building Commissioner.

Letter from CACHPA offering assistance in the future when consideration is given on zoning issues involving health care facilities.

Referred to Planning Board and Committee on Planning.

Ingham County Clerk submits traffic control order controlling speed on State Trunkline Highway US-27 (Cedar St. and North East St.).

Received and placed on file with copy to Traffic Engineer.

Letter from Tri-County Regional Planning Commission in regard to City of Lansing appointment to Tri-County Regional Planning Commission.

Referred to Committee of the Whole, and City Attorney.

Letter from Dick Knechtger in regard to C.A.T.V.

Referred to City Attorney and Committee of the Whole.

Notice from Continental Cablevision of Lansing, Inc., of intent to conduct an audience survey.

Received and placed on file with copy to City Attorney and Committee of the Whole.

REPORT OF COMMITTEES

The Committee on ORDINANCE AND CONTRACTS approves the following applications and bonds for licenses:

DRAINLAYER — Richard W. Rumble.

CHARITABLE SOLICITATION — Lansing Bicentennial Commission.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Gross Telecasting, Inc., for permission to place a radio remote trailer at 1136 N. Washington on December 11, 12, and 13, 1975, reports as follows:

The Committee recommends permission be granted and arrangements be made with the Parking Supervisor for capping the meters and reimbursement to the city for revenue lost therefrom.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Auto Body Credit Union for permission to serve alcoholic beverages on February 21, 1975, at the Lansing Civic Center, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Capital Area School Employees Credit Union for permission to serve alcoholic beverages at its annual meeting and dinner at the Headquarters Armory on February 28, 1976, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Greater Lansing Board of Realtors for permission to serve alcoholic beverages at a Christmas Party on December 18, 1975 at the Plumbers and Pipefitters Union Hall, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred the rezoning petition Z-23-75 for property at 2338 North Grand River Avenue from "A" One Family Residence District to "F" Commercial District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred the rezoning petition Z-46-75 for property at 701 North Logan St. from "J" Parking, "B" One Family Residence and "D" Apartment Districts to "F" Commercial and "J" Parking Districts, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred the rezoning petition Z-49-75 for property at 830 East Mt. Hope Avenue from "B" One Family Residence, "F" Commercial and "J" Parking Districts to "D-1" Professional Office District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred the rezoning petition Z-56-75 for property at 5101 So. Pennsylvania Avenue from "E-2" Drive-In Shop and "J" Parking Districts to "F" Commercial District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

December 2, 1975

Honorable Mayor and Members

of the Lansing City Council

Re: Platts, et al vs. City of Lansing
(Docket No. 75-17874-CZ)

Dear Mayor and Council:

On July 30, 1975, the named plaintiffs in the above captioned matter instituted a class action on behalf of themselves and all other property taxpayers in the City of Lansing alleging that the City had failed to properly repeal an ordinance imposing a property tax rate ceiling, and thereafter that the City unlawfully collected the July 1975 personal and real property taxes in excess of the limitation. Plaintiffs sought injunctive and declaratory relief as well as a tax refund in excess of \$2,600,000.00.

In response to the plaintiffs' suit this office filed a motion to have the action dismissed on the grounds, among others, that

plaintiffs had failed to pay the subject taxes under protest as required by State law.

After briefs were filed by the respective parties and argument was had in open court, the Honorable Ray C. Hotchkiss, by a written opinion and order dated November 25, 1975, held that, although the named plaintiffs' failure to pay the taxes in question under protest would not bar them or a class from instituting a suit to enjoin the future collection of allegedly unlawful taxes, such failure did nonetheless preclude named plaintiffs and the class they sought to represent from obtaining a refund on their July 1975 real and personal tax. Accordingly that portion of plaintiffs' complaint seeking a tax refund was dismissed. Nonetheless plaintiffs have indicated that they wish to litigate the question of the legality of the City Council's action in repealing the tax limitation ordinance.

Respectfully submitted,

PETER HOUK,
City Attorney.

Referred to Committee of the Whole.

December 2, 1975

Honorable Mayor and Members

of the Lansing City Council

Lansing, Michigan

Re: Authority of the City Council to make prospective appointments to the Tri-County Regional Planning Commission

Dear Mayor and Council:

Several members of the Council, and members elect, have inquired as to whether or not this Council may, prior to January 1, 1976, appoint Councilman Joel I. Ferguson to be Lansing's citizen representative to the Tri-County Regional Planning Commission to fill the vacancy recently created by the resignation of Ms. Shirley Sliker, member at large to the Tri-County Regional Planning Commission. Councilman Ferguson has specifically inquired under what circumstances he may serve on the Tri-County Regional Planning Commission. Ms. Sliker resigned effective November 18, 1975, due to her election to the Lansing City Charter Commission. It has been proposed that Councilman Ferguson be appointed to this position prior to January 1, 1976, by the present Council, but that he take office as Lansing's citizen representative only after his term as Lansing City Councilman expires on that date. For the reasons set forth below, it is my opinion that the City Council may not make such an appointment unless Councilman Ferguson resigns his office as City Councilman prior to the Council's appointment of him as the at large member to the Tri-County Regional Planning Commission.

The question of the authority to make prospective appointments has never been treated by the appellate courts of this state.

Consequently, the case law of other jurisdictions must be reviewed and analyzed in order to determine the probable result should the question arise in Michigan.

Although the courts have been somewhat reluctant to discuss the issue of prospective appointments in extensive detail, an excellent summation of the present state of the law may be found in "Power to Appoint Public Officers for Term Commencing at or After Expiration of Term of Appointing Officer or Body." 75 ALR 2d 1277.

Of the nearly one dozen jurisdictions which have passed upon the issue of prospective appointments, the following principles have been developed and represent the great weight of authority. First, insofar as the power of appointment is concerned, where the terms of membership on a public agency or board are staggered, the board which is constituted after the expiration of a staggered term or terms is a new board separate and distinct from its predecessor 75 ALR 2d 1280. Second, a public board or agency clothed with the authority of appointment will not be permitted to forestall or frustrate the rights and prerogatives of its successor by making a prospective appointment when the appointee's term is not to begin until at or after the expiration of the appointing board's or authority's term. 75 ALR 2d 1281.

Here, the City Council is vested with the authority to appoint Lansing's citizen representative to the Tri-County Regional Planning Commission, art 2, §1(3). That the terms of the members of the Lansing City Council are staggered and begin January 1, is beyond dispute. Lansing City Charter, ch 5, §5.1. Applying the principles outlined in the preceding paragraph to the foregoing, it becomes readily apparent that for the purpose of making prospective appointments, the Lansing City Council as constituted on January 1, 1976 with the three new members is to be considered separate and distinct from the present Council, and that a prospective appointment to the Tri-County Regional Planning Commission by the present Council effective January 1, 1976 would impermissibly forestall and frustrate the rights of the new Council to make the appointment upon the commencement of its new term January 1, 1976.

Additionally, the law of the State of Michigan is clear that once the qualifications necessary to authorize an appointment have been prescribed, the appointing body is limited to appointment of persons possessing those qualifications and the appointment of a person not possessing those qualifications is a nullity. *People v Galbraith*, 163 Mich 47 (1910).

The bylaws of the Tri-County Regional Planning Commission provide that:

"Among the appointments from the City of Lansing shall be: one (1) member who is not an elected official and shall be designated as a 'member at large.' The other two (2) members shall be elected members of the Lansing City

Council. The three (3) members from the City of Lansing shall be appointed by election by the City Council." Bylaws, art 2, §1. (Emphasis added)

Thus, it appears that the appointment of Councilman Ferguson while he was still a member of the Lansing City Council would be under the Galbraith ruling a nullity. For Councilman Ferguson to be eligible for appointment by the present Council, he would have to resign prior to the appointment, and the appointment would have to be effective prior to the expiration of the present Council on January 1, 1976.

Trusting this answers your inquiry, I remain

Respectfully yours,

PETER HOUK,
City Attorney.

Referred to Committee of the Whole.

December 4, 1975

Honorable Mayor and Members

of the City Council

City Hall

Lansing, Michigan

Gentlemen:

I am submitting a letter of intent signed by Robert L. Wright, Sr., an employee of the City of Lansing to do business with the City of Lansing in accordance with Section 14.4 of the Lansing City Charter.

Very truly yours,

THEO FULTON,
City Clerk.

Received and placed on file.

November 26, 1975

To the Honorable Mayor

and Members of the City Council

Lansing, MI

Gentlemen:

I herewith report that I have submitted to the City Assessor an itemized list of trees cut and removed from private properties in the amount of \$813.00, for the year 1975, for special assessment on Tax roll T-34.

Respectfully submitted,

JAMES W. KZESKI,
Building Commissioner,
City of Lansing.

Received and placed on file.

December 3, 1975

To the Honorable Mayor
and Members of the Council
Gentlemen:

I am hereby submitting special assessment Roll No. 84-T, actual, for the purpose of cutting and removing trees from private properties.

To be Assessed—100%\$813.00

Respectfully submitted,

PAUL S. CREEVY,
City Assessor.

Received and placed on file.

December 1, 1975

Honorable Mayor and
Members of City Council
9th Floor—City Hall
Lansing, Michigan
Gentlemen:

On May 12, 1975, the City Council directed the Planning Department to analyze the federal assistance to individuals affected by the April 1975 flood. The Department conducted interviews of many people in the community who directed relief efforts and some who were recipients of the aid, themselves. Based upon these interviews and research of newspaper articles and disaster relief materials, the Department has developed the three (3) enclosed working papers. Records of the interviews and other research materials are on file in the Planning Department.

These papers describe problems discovered in administering evacuation and relief services. The paper entitled "Housing" discusses problems with HUD disaster assistance and should be forwarded to HUD for action on our suggestions. The second paper, "Evacuation" should be forwarded to the Office of Emergency Operations and the suggestions considered for modifications of existing plans.

The third paper, "State and Local Relief Services" should also be referred to the Office of Emergency Operations. In addition, the State of Michigan, Joint Legislative Committee on Disasters, is sponsoring public hearings on December 8, 1975 at the State Capitol. This paper contains recommendations about the State's (408) assistance program and should be presented at that hearing.

Not all the good efforts by the people of the Lansing area to the flood victims can be documented in these few pages. The many individuals who volunteered, the agencies who made special flood relief efforts,

and the firms who contributed materials and equipment deserve a great thanks for the splendid job they performed.

Sincerely,

ALAN E. TUBBS,
Planning Director.

Referred to Committee of the Whole.

December 4, 1975

Honorable Mayor Gerald W. Graves
Mayor Pro-Tem Jack Gunther, and
Members of the Lansing City Council
Lansing City Hall
Lansing, MI 48933

Dear Mayor Graves, Mayor Pro-Tem
Gunther, and Council Members:

I hereby certify that the contract between the Family and Child Services and the City of Lansing for the Community Development amount of \$46,000, has been properly submitted to you in conformance with Section 2A-11 of the Community Development ordinance.

This contract meets the requirements set forth for certification pursuant to the above-sighted Section.

Respectfully submitted,

ORRIN E. SHARP,
Executive Assistant to the
Mayor for Community
Development.

Referred to Committee of the Whole.

December 3, 1975

Honorable Mayor Graves,
Mayor Pro-Tem Jack Gunther, and
Members of the Lansing City Council
Dear Mayor Graves and
City Council Members:

As the Bicentennial Year approaches, concrete planning of our Ethnic Festivals should begin in order to assure us of a successful program. Since Detroit has successfully implemented their Ethnic Festivals, we have received guidelines from them in establishing our own organizational format. The City of Detroit has established a main committee commonly referred to as their "Ethnic Festival Planning Committee" and this Planning Committee sets down all the guidelines and rules which will be followed by all Ethnic Festival participants. The Detroit Ethnic Festival Committee includes representatives from the following areas:

1. Police Department
2. Health Department
3. Fire Department
4. Recreation Department
5. Public Service Department
6. Parking Department
7. City Attorney's Department

Many of us feel that as the Capital of the State of Michigan, Lansing has its greatest opportunity in implementing our Ethnic Festival Program during the Bicentennial Year. Furthermore, we realize the magnitude of such a program but request, in view of our present budget for the Bicentennial Year, that most of our financial support be allocated in the form of man hours as we cooperatively work with each City Department. The Ethnic Festivals have become such an important aspect for Detroit, not only as a means of promoting their City but also as a means of generating revenue for individual businesses, that the different City Departments involved absorb the necessary costs into their budget. An example of this, is the Detroit Ethnic Festivals Site Coordinator who spends all of his time at the Riverfront site during each Festival and is on loan to the Bicentennial Commission from Detroit's Environmental Maintenance Department which is comparable to our Public Service Department.

Attached please find a copy of Detroit's 1975 Ethnic Festivals Rules and Regulations handbook for your information and consideration. Lynda Egbert, Director of our Bicentennial Commission and myself, as Chairman of our Ethnic Festivals Committee, will be happy to meet with members of City Council in the near future regarding the establishment of our Ethnic Festivals Advisory Committee. We request that this Committee operate strictly in an ADVISORY capacity but be made up of representatives from City Hall Departments, following the general format under City Official's Ethnic Advisory Committee of the attached Organizational Chart.

Sincerely,

RICHARD LETTS,
Director, Human Relations.

Referred to Committee of the Whole.

December 4, 1975

Honorable Mayor
and City Council
City Hall
Lansing, Michigan

Subject: B-75-454 Respiratory Air Compressor

Gentlemen:

Attached is the tabulation of five bids for the purchase of one (1) new respiratory air compressor for the Lansing Fire Department, which were opened at 3:00 P.M., E.S.T. on Tuesday, December 2, 1975.

We recommend acceptance of the low bid submitted by the Sullair Corp. for a total delivered price of \$5,490.00 for an Ingersoll-Rand Model No. H10T2x15. Delivery will be within 60 days after the issuance of the purchase order. Terms: Net 30 days.

Respectfully submitted,

VAUGHAN L. McKINCH,
Purchasing Director,

CARL W. BARRATT,
Fire Chief.

Referred to Committee on Public Safety.

REPORT OF COMMITTEE

The Committee on PUBLIC SAFETY, to whom was referred the recommendation of the Purchasing Director and the Fire Chief that the low bid submitted by the Sullair Corp. for the purchase of one respiratory air compressor for the Lansing Fire Department for a total delivered price of \$5,490.00, be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Fire Chief.

Signed:

TERRY J. McKANE,
ROGER T. MAY,
WILLIAM A. BRENKE,
JOHN T. ANAS,
JOEL I. FERGUSON,
Committee on Public Safety.

By Councilman McKane—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

December 4, 1975

Honorable Mayor
and City Council
City Hall
Lansing, Michigan

Subject: B-75-436 Washington Ice Rink—
General Construction

Gentlemen:

Attached is the tabulation of seven bids for the Washington Ice Rink, General Construction Work, which were opened at 3:00 P.M., E.S.T. on Tuesday, December 2, 1975.

We recommend acceptance of the low bid submitted by the Granger Construction Company in the amount of \$159,800.00.

Respectfully submitted,

VAUGHAN L. McKINCH,
Purchasing Director,

THEODORE J. HASKELL,
Director of Parks and
Recreation.

Referred to Committee on Parks and Recreation.

December 4, 1975

Honorable Mayor
and City Council
City Hall

Lansing, Michigan

Subject: B-75-435 Washington Ice Rink
Equipment

Gentlemen:

Attached is the tabulation of two bids for the purchase of ice making equipment, cooling tower, dasher boards, fencing, tennis court equipment, related plumbing and electrical work in connection with the Washington Ice Rink Construction, which were opened at 3:00 P.M., EST on Tuesday, December 2, 1975.

We recommend acceptance of the low bid submitted by Charles R. Beltz and Company in the amount of \$245,000.00, plus Alternate No. 2 for plastic raced hockey dashers in the amount of \$7,000.00 and the Voluntary Alternate for spectator screens (two sides) in the amount of \$1,580.00, making the total amount authorized \$253,580.00.

Respectfully submitted,

VAUGHAN L. MCKINCH,
Purchasing Director,

THEODORE J. HASKELL,
Director of Parks and
Recreation.

Referred to Committee on Parks and Recreation.

December 3, 1975

Honorable Mayor
and City Council
City Hall
Lansing, Michigan

Subject: B-75-448 Primary Tank Chains

Gentlemen:

Attached is the tabulation of seven bids for the purchase of approximately 1,440 feet of primary tank chains for the Wastewater Treatment Plant, which were opened at 3:00 P.M., E.S.T. on Tuesday, November 10, 1975.

We recommend acceptance of the low bid submitted by Hitachi Metals America, Ltd. for a total delivered price in the amount of \$7,449.00. Delivery will be made within 120 days after the receipt of the purchase order. Terms: Net 30 days.

Respectfully submitted,

VAUGHAN L. MCKINCH,
Purchasing Director,

ROBERT R. BACKUS,
Public Service Director.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the recommendation of the Purchasing Director and the Director of Public Service that the low bid submitted by Hitachi Metals America, Ltd., for the purchase of primary tank chains for the Wastewater Treatment Plant for a total delivered price of \$7,449.00, be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director and the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JAMES D. BLAIR,
JACK D. GUNTHER,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

December 4, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

The Board of Public Service to whom was referred the Preliminary Plat of Sunset Hills No. 10 recommends that said plat be approved, as storm and sanitary sewers are available to serve this plat. This approval is also subject to the street name change of Aragon Dr. to Cumberland Rd.

Respectfully submitted,

BARBARA GARLOCK,
Secretary.

Referred to Committee on Public Service and Highways.

December 4, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

The Board of Public Service to whom was referred the Preliminary Plat of Tammany Hills No. 3, recommends approval of said plat subject to the following conditions:

- 1) All improvements within the limits of the plat be provided and paid for by the Subdivider.

- 2) The uniform width of the right of way, 66 feet, be provided for the entire length of the North/South street.

Respectfully submitted,

BARBARA GARLOCK,
Secretary.

Referred to Committee on Public Service and Highways.

November 24, 1975

Honorable Mayor Gerald W. Graves
and Members of the City Council
Lansing City Hall
Lansing, Michigan 48933

Dear Mayor and Council Members:

The Lansing Planning Board at their mid-month meeting on November 18, 1975, unanimously adopted the 1975 Capital Improvements Program Annual Report. The Annual Report is a product of Phase I of the C.I.P. Planning and Budgeting Process and is jointly prepared by the Planning and Finance Departments. The Capital Improvements Program Technical Coordinating Committee on November 13, 1975, reviewed, amended and approved the C.I.P. Annual Report for transmittal to the Planning Board.

This is the first C.I.P. Annual Report prepared by the City of Lansing. The primary thrust for the '75 Annual Report is a financial one in light of the instability of our economy and the uncertainty of the City's future financial position. The intent of the attached Annual Report is to provide you with relevant information pertaining to Capital Improvements that will assist you in developing policy guidance and direction for all City Departments, agencies and boards so they may prepare their fiscal year 1977 Capital Budgets and corresponding six-year program.

The Planning Board and the Capital Improvements Program Technical Coordinating Committee therefore submit for your review and consideration the attached 1975 Capital Improvements Program Annual Report. They also request your formal approval and support of the following recommendations:

- 1) The Mayor and City Council utilize the C.I.P. Annual Report as a tool for decision making. This can be accomplished by reviewing the impact that the FY-76 Capital Budget (Type A and Type B projects), the increased costs to complete those projects and the add on operating and maintenance costs for FY-76, 77 and 78 have relative to the total budget.
- 2) A temporary freeze be placed on all existing General Revenue and Revenue Sharing Capital Improvements Project funds which have not been committed by a binding contract or encumbrance and that said C.I.P. projects (Type B—Fu-

ture Uncertain) be reprocessed via the Capital Improvements Budgeting Process which was approved by the City Council on July 28, 1975. These projects include (From Section III, Schedule A):

A) Sycamore Starter House	\$ 9,486
B) S.E. Swimming Pool	\$ 380,000
C) Dodge Mansion	\$ 58,451
D) Dodge Renovation	\$ 15,579
E) Eastside Facilities	\$ 10,591
F) Capital Improvements Building Fund	\$ 394,400
G) Civic Center (air conditioning)	\$ 500,000
H) South Washington Mall	\$ 100,000
I) Sanitary Landfill	\$ 105,555
Total	\$1,574,062

- 3) That all future requests for C.I.P. projects be processed strictly through the Capital Improvements Budgeting Process in order to insure that all new programs are evaluated not only in terms of their individual merits but also in terms of their priority relative to established policies articulated by the Mayor and City Council. All C.I.P. projects and programs (including their O&M cost and related revenues) should be reviewed and considered within the total framework of all City programs, available resources and the financial impact relative to the current budget as well as future City budgets.
- 4) Each department should complete its existing C.I.P. committed projects before undertaking new projects or programs. Departmental Capital budgets must consider both what needs to be done and what can realistically be accomplished during the fiscal year. Therefore all Capital projects should be implemented within one year from the date budgeted or be subject to review by the Capital Improvements Program Technical Coordinating Committee for possible reprogramming.
- 5) Capital Improvements projects and programs should be reviewed and developed by utilizing the following criteria:
 - A. Reduce operating and maintenance costs and increase efficiency and effectiveness of the operating department.
 - B. Replacement and major maintenance of existing facilities and equipment.
 - C. Provide additional capacity for existing facilities or programs.
 - D. Develop new programs and projects when funds are available and can be justified.
- 6) The Mayor and City Council review and consider the C.I.P. Annual Report in conjunction with the entire FY-76 budg-

et and the forecasted budgets for FY-77 and FY-78. Once the entire budget is evaluated the Mayor and Council should articulate policy guidance and direction to all City departments so they may begin preparing their FY-77 budgets based on said policy and direction.

- 7) In accordance with the Lansing City Charter, Section 7.6, City Boards, part (g), page 20, and in compliance with the new C.I.P. Planning and Budgeting Process, the Mayor and City Council should require all City Boards (City Departments) to prepare and submit a report on or before May 1, 1976, presenting an analysis of the existing status as well as future needs of the works, services and properties under its control relating to Capital Improvements.

The Planning and Finance Departments should be directed to jointly prepare and submit a format for the above mentioned Report to the Mayor and City Council for their approval on or before February 1, 1976.

Respectfully submitted,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee of the Whole.

December 4, 1975

P-3-75

3900 Block Bridgeport Drive
Replat of Concord Village
Honorable Mayor and
Members of City Council:

The Planning Board, at their meeting of December 2, 1975, recommended to City Council that the request for preliminary approval of a replat of part of a subdivision known as Concord Village be approved.

The Board believes that the replat of Concord Village is in accord with the requested zoning change and that the lot sizes will support the type of development proposed.

The Board would, however, encourage the developer to increase the depth of the lots on the south side of Bridgeport Drive. These lots are only 100 feet in depth and additional footage would be desirable.

This recommendation for approval is given with the understanding that:

- 1) The plat shall be developed with complete public improvements as required by the Subdivision Control Ordinance.
- 2) All lots will be graded so that surface water drains to the street.
- 3) The maximum of one curb cut be allowed per lot.
- 4) Adequate storm sewers shall be provided to serve the development.

- 5) All requirements of the Soil Erosion and Sedimentation Control Plan are to be followed.

This recommendation received unanimous approval of the Board.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

December 4, 1975

SUP-15-75

133 Woodlawn Avenue
Honorable Mayor and
Members of City Council:

The Planning Board, at their December 2, 1975, meeting, recommended that the request for a Special Use Permit for the property located at 133 Woodlawn Avenue for a proposed community residential treatment center for young men be denied.

The Board believes that the site is too small to support the type of use proposed and that the change could promote overcrowding conditions, both on the site and in the vicinity.

There were eight persons at the public hearing speaking in opposition to this request.

This recommendation is made by a unanimous vote of the Board.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

December 4, 1975

Z-55-75

3423 South Cedar Street
Honorable Mayor and
Members of City Council:

The Planning Board, at their meeting of December 2, 1975, held a public hearing on the request of Harold L. Russell to rezone property at 3423 South Cedar Street from "F" Commercial District to "H" Light Industrial District.

At that public hearing Mr. Russell requested that his petition for rezoning be withdrawn and the Planning Board did act to accept that request.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

December 4, 1975

Z-56-75

5101 South Pennsylvania Avenue

Honorable Mayor and

Members of City Council:

The Planning Board, at their December 2, 1975, meeting, recommended to City Council that the petition to rezone property at 5101 South Pennsylvania Avenue from "E-2" Drive In Shop and "J" Parking Districts to "F" Commercial District be approved.

The Board believes that this type of zoning request is in conformance with the existing zoning and land use development in the vicinity. A site plan has been submitted which indicates that adequate parking can be provided on this site for the type of operation proposed.

There was no one present at the public hearing in opposition to this request. This recommendation is made by unanimous vote of the Board.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

December 4, 1975

Z-57-75

3900 block Bridgeport Drive

Honorable Mayor and

Members of City Council:

The Planning Board, at their December 2, 1975, meeting, recommended to City Council that the petition to rezone property in the 3900 block of Bridgeport Drive from "CUP" Community Unit Plan to "C-2" Family District be approved.

The Board believes that the proposal to develop two-family dwellings on individual lots is in keeping with the overall residential development plan for this area and that the very minor increase in density will not seriously affect the public utilities and facilities in this area.

This recommendation received unanimous approval of the Board.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

December 4, 1975

Z-58-75

916 East Mt. Hope Avenue

Honorable Mayor and

Members of City Council:

The Planning Board, at their December 2, 1975 meeting, recommended to the City Council that the petition to rezone property

at 916 East Mt. Hope Avenue from "B" Residential District to "D-1" Professional Office District be approved.

The Board believes that the change of zoning will allow a reasonable expansion of the existing office use without seriously affecting adjacent properties and properties within the vicinity.

This recommendation by the Board received a 6 yeas, 1 nay vote.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

December 4, 1975

Z-60-75

5707 South Waverly Road

Honorable Mayor and

Members of City Council:

The Planning Board, at their December 2, 1975 meeting, recommended to City Council that the petition to rezone property at 5707 South Waverly Road from "A" One Family Residential District to "B" Residential District be approved.

The Board believes that the site meets basic criteria for church development as proposed.

- 1) There is ease of access to Waverly Road, a major street.
- 2) The site is four (4) acres in size, which is considered to be adequate for the initial development and future expansion.
- 3) The site is located in an area where future growth is expected to be large enough to support the type of use proposed.

The Board does not believe that the use will conflict with future development and street patterns in this area. This can be discussed further with the overall conceptual plan that has been developed by the Planning staff. This recommendation of approval is given with the understanding that a site development plan, which includes landscape, screening, and fencing will be submitted to, and approved by, the Planning Department prior to the issuance of Building Permits; and, review by the Traffic Engineer regarding ingress and egress.

Further, the Board recommends that the petitioner be required to provide a cul-de-sac on his property at the end of Foxpointe. This cul-de-sac is to be of sufficient size and of a design that will allow the Fire Department and Public Service Department equipment to turn around without backing up. It is suggested that the petitioner meet with the Planning Department staff to resolve this matter.

This recommendation is made by unanimous vote of the Board.

Sincerely,

ALAN E. TUBBS,
Secretary,
Lansing Planning Board.

Referred to Committee on Planning.

December 8, 1975

Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

As you well know, the Lansing City Attorney has stated that in order for me to serve on Tri-County Regional Planning Commission, I must resign from the City Council before being appointed to T.C.R.-P.C. if this present City Council so desires.

I appreciate the support of six of my colleagues who indicated that based upon serving on the City Council with me, they have determined that I am qualified to serve on T.C.R.P.C. and would have no problem supporting me. I understand that one member of the present City Council has stated that while I am qualified, he is afraid to support me because of my ability and, therefore, desires not to serve on T.C.R.P.C. with me. His argument is justified since I agree with his comparison of our abilities.

But, even in light of this, I feel that during the present climate in the city of Lansing whereby some elements of the news media would attempt to accuse this hard-working Council of nepotism, cronyism, and all other words that certain media like to use to distort the record of the body, I wish to state that I will not resign and seek the appointment because I do not want to subject the City Council to this type of publicity.

My reason for wanting to serve on T.C.-R.P.C. is manifold: one, I know I have the ability and a long history of working with government bodies in the local community and have an awareness of City problems. I will not elaborate my total qualifications because most of you are aware of them. The second and most important reason was to make the Lansing City government keep their commitment in regards to programs and services that help people. For example, I am greatly disturbed even today, that Lansing Planning Board's recommendations regarding Community Development funding, upon direction of the Planning staff, lacks a total insight into the human needs of this community.

Earlier this year, the Lansing City Council attempted to have black representation on the Planning Board because we were aware that a substantial amount of their decisions, especially for Community Development, impact on target areas heavily populated by black citizens. You recall, though, our efforts at getting a black ap-

pointed to that Board were unsuccessful. The Community Development recommendations from the Planning Board show this insight. For this reason, and because the person I am recommending is very much qualified to serve on the T.C.R.P.C. Board and has already received community endorsement, I would like to recommend that we fill the spot on the T.C.R.P.C. Board with Janette Henderson of 1621 Chester Road. Her resume has already been provided to the Mayor and City Council in a July letter sent by Alpha Kappa Alpha sorority when they endorsed her for the Planning Board.

Sincerely,

JOEL I. FERGUSON,
Councilman-at-Large.

Referred to Committee of the Whole.

December 4, 1975

Lansing City Council

City Hall

Lansing, Michigan 48933

Dear Council Colleagues:

Last week the Council passed a controversial resolution which transferred a liquor license reserved for our Civic Center to Michael Doyle and Richard Whitmer for their future restaurant in the former railroad depot on East Michigan. At the Committee of the Whole meeting last Monday, I raised my concerns. First, I stated that in my opinion, we should wait for the Liquor Commission's final approval of a new license for the Civic Center caterers before permanently transferring the present license. Secondly, I stated that we should send letters to the other liquor license applicants in order to be fair and open with all applicants. I suggested that our letter could require an answer within a fairly short time and could specifically ask only for proposals that would offer a larger project. These suggestions gained no support at the Committee of the Whole meeting; therefore, I did not belabor the evening proceedings by formalizing my recommendations into a motion, although I made mention of them for the public record.

Even though I disapproved of the method, the method was no longer a matter for discussion. Looking at the merits of only the resolution itself, I voted for it because I believed that ultimately it was far wiser economically to have the license in private hands, providing indirectly such benefits as property and income tax revenues to the City, rather than leaving the license in a dead file so to speak. I also believe that the modifications that will be made to the depot will help deter the urban blight that is encroaching upon that area of our city.

I still am concerned about methodology in this area however. It is my belief that this Council should plan and formalize in written form our application and processing policy for the issuing of future licenses. Such a policy would give some relief to

the Committee on Ordinance and Contracts and to the entire Council and would also inform the public as to our future procedures in this area.

Because of my concerns, I am respectfully submitting to the Council a resolution on this agenda which directs the City Attorney to establish policy criteria and procedures for the issuance of liquor licenses and also to explore the various modes of communication that we should use in order to justify, adjudicate controversy, and inform the public as to our decisions. Further, the resolution directs the Attorney to submit his recommendations to the Council's Committee on Ordinance and Contracts for its review and submission to Council. I would prefer that this policy be put in ordinance form if appropriate.

Sincerely,

TERRY J. McKANE,
Councilman—Third Ward.

Referred to Committee of the Whole.

December 2, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

Attached is a copy of a communication of appreciation from Supervisor Francis F. Fitzgerald of the Charter Township of Lansing for the assistance rendered by the Lansing Firefighters on November 14.

It is forwarded to you for your information.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file with copy to
Fire Board and Fire Chief.

December 2, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

Attached is a communication from one, Herman Miloszewski, Box 244, Lansing, Michigan 48902. It pertains to property he owns in the 600 block of S. Magnolia.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Building Commissioner.

December 8, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

This is to advise that a proposal pertaining to a Youth Conservation Corps Grant has been approved for the City of Lansing by the Department of Natural Resources of the State of Michigan and forwarded to Washington for possible approval by the Federal government. If approved at that level, and not rejected by the City of Lansing, the Grant would provide summer employment for a cross section of forty-eight youths (ages 15-18) from various sectors, such as rural, city, etc. Six Senior Citizens will serve as group leaders. The sponsoring agency can be the Youth Development Corp., in cooperation with the Michigan United Conservation Clubs, and the Department of Parks and Recreation. The project location will be Crego Park, with one of the objectives being to develop some of that 200 acre park.

Hopefully, the Federal government will approve the matter some time in January or February. The amounts of money involved in the Grant will approximate as follows:

Lansing's Share	\$15,361.00
Federal Share	61,443.00
Total Grant	\$76,804.00

Indications are that the City's share could come from in-kind services and present project funds.

Unlike the "Model Cities Farm," this program has potential for achieving something very worthwhile, including the employment of youth, Senior Citizens and simultaneously developing a recreational area for the people of the City of Lansing. It can be a meaningful step in the Bicentennial Year.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

December 8, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

In accordance with Ordinance No. 389 (Community Development Ordinance), please find attached my recommendations

to serve on the Citizens' District Council for Westside Area. Please note that two of the appointments are from the development area and three are from the balance of the district area, excluding the development area. Also, at this time, I have made only one of the two appointments to the development area; the remaining appointment will be submitted to you in the near future.

Trusting same meets your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

By Councilman Ferguson—

That we concur in the recommendation of the Mayor.

Adopted by the following vote:

Yeas: Councilmen Anas, Brenke, Ferguson, Gunther, May, McKane—6.

Nays: Councilman Blair—1.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING RESOLUTIONS — YOU MAY SPEAK ONLY FOR 3-MINUTES ON ANY ONE RESOLUTION.

No person spoke.

RESOLUTIONS

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

Whereas, the Highway Safety Act of 1973 (Title II of Public Law 93-87) established programs with specific funding for the implementation of safety improvement projects aimed at the elimination or reduction of traffic accidents and the resulting deaths, injuries, and property damage, and

Whereas, Section 203 — Rail-Highway Crossings provides for elimination of hazards at railroad-highway crossings on the Federal-aid system (excluding Interstate System) with Federal funding of 90 percent of project cost, and

Whereas, the Public Service Commission has inspected the railroad crossing of the Penn Central Transportation Company with West Michigan Avenue in Lansing, Michigan, and has ordered several necessary improvements (see report dated 5/1/75, File No. RR1665), to upgrade the crossing at an estimate total cost of \$80,000. The estimated Federal Highway Administration participation would be \$72,000; the City of Lansing participation would be \$8,000. The City of Lansing's cost would be budgeted by the Public Service Department for fiscal year ending June 30, 1977 from Act 51, Major Street Improvements Appropriations.

Now Therefore, Be It Resolved that the Public Service Director be authorized to make the necessary application with the

Michigan Department of State Highways and Transportation for 90% funding of said improvements, prepare necessary plans and specifications and detailed cost estimates for said improvements.

Now Therefore, Be It Further Resolved That, the Mayor and the City Clerk be authorized to sign the proposed Contractual Agreement between the City of Lansing and the Michigan State Highway Commission for said improvements upon certification of the City Controller as to the availability of funds, and after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

Whereas, the Highway Safety Act of 1973 (Title II of Public Law 93-87) established programs with specific funding for the implementation of safety improvement projects aimed at the elimination or reduction of traffic accidents and the resulting deaths, injuries, and property damage, and

Whereas, Section 203 — Rail-Highway Crossing provides for elimination of hazards at railroad-highway crossings on the Federal-aid system (excluding Interstate System) with Federal funding of 90 percent of project cost, and

Whereas, the Public Service Commission has inspected the railroad crossing of the Grand Trunk Western Railroad Company and the Penn Central Transportation Company, with East Shiawassee Street in Lansing, Michigan, and has ordered several necessary improvements (see report dated 10/8/75, File No. RR1662), to upgrade the crossing at an estimate total cost of \$87,000. The estimated Federal Highway Administration participation would be \$78,300; the City of Lansing participation would be \$8,700. The City of Lansing's cost would be budgeted by the Public Service Department for fiscal year ending June 30, 1977 from Act 51, Major Street Improvements Appropriations.

Now Therefore, Be It Resolved That the Public Service Director be authorized to make the necessary application with the Michigan Department of State Highways and Transportation for 90% funding of said improvements, prepare necessary plans and specifications and detailed cost estimates for said improvements.

Now Therefore, Be It Further Resolved That, the Mayor and the City Clerk be authorized to sign the proposed Contractual Agreement between the City of Lansing and the Michigan State Highway Commission for said improvements upon certification of the City Controller as to the availability of funds, and after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and
Highways—

Resolved by the City Council of the City
of Lansing:

That it is hereby determined to be a matter of public health and necessity to construct storm sewers in the following streets and that the construction of this work is hereby ordered.

Bristol Road from Reo Road to the existing sewer at the south end of the street.

Reo Road from Hughes Road to Bristol Road.

Hughes Road from Reo Road to Jolly Road.

And Further, that the cost of this construction is to be assessed to the benefited property owners. A petition for this construction, signed by 16.5% of the benefited property owners, has been filed with the City Clerk.

The Department of Public Service is hereby directed to prepare as far as necessary, plans and specifications for this project and it is further directed to estimate in detail the cost of said project and to furnish said information to the City Council.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and
Highways—

Resolved by the City Council of the City
of Lansing:

That the City Assessor be, and he is hereby directed to spread on the July, 1976 tax rolls, the cost of correcting the hazardous and unsanitary conditions of properties in the year 1975, in the amount of \$1,275.26, as reported this date by the Building Commissioner, and as per attached list.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and
Highways—

Resolved by the City Council of the City
of Lansing:

That the request of Donald Miller, 6249 Daft St. to vacate that portion of the Hilliard Drain described as:

A portion of the Hilliard Drain Easement lying within Lots 55 and 56 of Southfield Subdivision described as follows:

Beginning at a point on the Northerly line of the existing Hilliard Drain Easement located approximately 63 ft. East and 19 ft. South of the Northwest corner of Lot 55, thence Northeasterly along said

Northerly easement line 75 ft., thence South 55 ft. parallel to the East property line of said lots 55 and 56, thence west 49 ft. ± to the point of beginning.

Be It Further Resolved That the property owners shall be responsible for the Transfer Tax, Recording Fees and any other fees incidental to vacation, and

Be It Further Resolved That the City Clerk be directed to have said vacation of that portion of the Hilliard Drain Easement recorded with the Registrar of Deeds upon the approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Councilman Terry J. McKane—

Resolved by the City Council of the City
of Lansing:

Whereas, it has been brought to the attention of the City of Lansing that House Bill 5785, the Michigan Health Planning and Resources Development Corporation Act, authorizes the establishment of Health and Resource Development Agencies and prescribes their duties; and,

Whereas, the health systems agency which will have jurisdiction over our local health service area, this area to consist of the counties of Ingham, Eaton, Clinton, Hillsdale, Jackson and Lenawee; and,

Whereas, this act prescribes that membership on the Governing Board of our local health systems agency will consist of 36 members, these members to be appointed by the Chairmen of the County Boards of Commissioners with each Chairman of the respective counties being provided the authority to appoint 6 members; and,

Whereas, the appointment procedures prescribed by the Act are contrary to the principles of proportional representation; and,

Whereas, the appointment procedures delegate sole appointment authority to the respective Chairmen of the County Boards of Commissioners.

Now, Therefore, Be It Resolved that the City of Lansing recommends that the appointment to the Boards of Health Planning Agencies should be based on proportional representation of the governmental entities composing the Health Service Areas; and,

Be It Further Resolved that these appointments should be made by the Chairmen of the County Boards of Commissioners with the advise and consent of the other members of the respective County Boards; and,

Be It Further Resolved that a copy of this Resolution be transmitted to the proponents of House Bill 5785, the Lansing Legislative Caucus and the State Legislative Committee on Public Health.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and Properties—

Resolved by the City Council of the City of Lansing:

Whereas, the Property Management Division of the City of Lansing was directed to obtain certain proposals from appraisers which were incidental to the acquisition of a parcel of land located on the Northeast corner of the intersection of Grand River Ave. and Turner St., referred to as Basic Parks Facility, P.N.-56; and

Whereas, the Property Management Division is now in receipt of these specific proposals; and

Whereas, the Buildings and Properties Committee has determined to accept in all instances the low bid submissions;

Now, Therefore, Be It Resolved that the Mayor and City Clerk be directed to sign the following contracts after approval by the City Attorney as to form and availability of funds by the Finance Director in Account No. 255-725-003-972:

Charles Larson and Charles Green — Appraisal — \$800.00.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council has established a Lansing Plant Rehabilitation District No. 2 in the City of Lansing, pursuant to Act 198, 1974, and

Whereas, Federal Drop Forge Co. has submitted an application for an Industrial Facility exemption certificate in said Lansing Plant Rehabilitation District No. 2 and,

Whereas, a hearing was held on Federal Drop Forge's application for an exemption certificate on Dec. 8, 1975 at which time all interested persons had an opportunity to be heard, and

Whereas, Federal Drop Forge has met the requirements for said exemption certificate as required in Public Act 198.

Now, Therefore, Be It Resolved that the Council of the City of Lansing approve the application from Federal Drop Forge for an exemption certificate in Lansing Plant Rehabilitation District No. 2.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Amendment to Resolution Dated Nov. 24, 1975 for Plant Rehabilitation District No. 2

(Add after legal description)

Whereas, after considering all the testimony presented to the Council, this Council has determined that within the District there is property which comprises 50% or more of the S.E.V. which is obsolete.

Adopted by the following vote:

Unanimously.

By Committee of the Whole.

Resolved by the City Council of the City of Lansing:

Amendment to Resolution Dated Nov. 3, 1975 for Plant Rehabilitation District No. 1

(Add after legal description)

Whereas, after considering all the testimony presented to the Council, this Council has determined that within the District there is property which comprises 50% or more of the S.E.V. which is obsolete.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing Model Cities Federal Credit Union entered into a Contract effective from July 1, 1974 through September 30, 1974; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing Model Cities Federal Credit Union amended and extended said Contract through June 30, 1975; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing Model Cities Federal Credit Union again amended said Contract on April 8, 1975; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing Model Cities Federal Credit Union again amended said Contract on June 10, 1975; and

Whereas, the City of Lansing, through the Lansing City Demonstration Agency, and the Lansing Model Cities Federal Credit Union again amended and extended said Contract through July 31, 1975; and

Whereas, the City of Lansing, through the Human Resources Department, and the Lansing Model Cities Federal Credit Union again amended said Contract on August 6, 1975; and

Whereas, Layton & Richardson, P. C., Certified Public Accountants, have determined that although total expenditures do not exceed the total Contract Budget allo-

cation, certain line item expenditures were in excess of line item budget provisions; and

Whereas, Layton & Richardson, P. C., Certified Public Accountants, have determined that unless ratified by the City Council of the City of Lansing, certain line item expenditures should be considered ineligible costs because they were in excess of those provided in the Contract Budget; now, therefore, be it

Resolved, that the Contract budget be amended as follows:

Acct. No.	Budget Item
9001	Management Personnel From \$13,470.00 to \$13,470.00
9003	Clerical Personnel From \$20,362.00 to \$19,953.00
9057	Fringe Benefits From \$3,910.00 to \$3,795.00
9103	Legal Fees From \$170.00 to \$170.00
9105	M.C.U.L. & Chapter Dues From \$210.00 to \$210.00
9105	Lansing Credit Exchange From \$511.00 to \$511.00
9105	Federal Examiner From \$350.00 to -0-
9105	Federal Supervision From \$29.00 to \$29.00
9111	Accounting From \$2,248.00 to \$2,428.00
9201	Mileage From \$156.00 to \$161.00
9203	Conference Expense From \$582.00 to \$612.00
9301	Rent From \$2,177.00 to \$2,177.00
9309	Telephone From \$925.00 to \$956.00
9401	Office Supplies From \$1,150.00 to \$1,213.00
9425	Postage From \$1,100.00 to \$1,000.00
9503	R & M—Office Equipment From \$830.00 to \$830.00
9603	Radio—TV Advertisements From \$768.00 to \$768.00
9605	Program Promotion From \$1,343.00 to \$1,343.00
9611	Insurance From \$1,069.00 to \$1,734.00
9691	10% Reserve, N.C.U.A. Budget Reserve From \$9,755.83 to \$9,755.83
TOTAL From \$61,115.83 to \$61,115.83	

Adopted by the following vote:

Unanimously.

By Committee on Buildings and Properties—

Resolved by the City Council of the City of Lansing:

Whereas, the Parking Revenue Bond Ordinance dated May 31, 1966, Section 20-M, requires a bi-annual inspection of the Municipal Parking system by an independent engineer with expertise in the parking and traffic field; and

Whereas, the last bi-annual inspection was accomplished in November 1973; and

Whereas, the firm of Ramp Consulting Services, Inc., 1615 Northern Blvd., Manhasset, New York, 1030, has submitted a proposal and contract to perform said inspection for \$2,000.00; and

Whereas, the Buildings and Properties Committee has determined to accept the proposal as submitted by Ramp Consulting Services, Inc.,

Now, Therefore, be it resolved that the Mayor and the City Clerk be directed to sign said contract after approval by the City Attorney as to form.

Adopted by the following vote:

Unanimously.

By Councilman McKane—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council lacks a written official policy regarding the procedures for awarding liquor licenses;

Now, Therefore, Be It Resolved that the Lansing City Council directs the City Attorney to develop formal and detailed written procedures for the processing of applications for liquor licenses, the policy criteria to be utilized in the selection process, and the modes of communication to be established for formal communications to applicants; and

Be It Further Resolved that the City Attorney is directed to put this policy in ordinance form if appropriate; and

Be It Finally Resolved that the City Attorney is directed to submit this policy upon completion to the Council's Committee on Ordinance and Contracts.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, it is the desire of the Lansing City Council to encourage neighborhood group activities and to have their concerns and interests communicated to Council in a prompt and direct manner; and

Whereas, the City Council believes that liaison be established between the Council and neighborhood organizations already identified as well as those neighborhood groups who become visible later;

Now, Therefore, Be It Resolved that the following Council staff people be assigned as follows:

North Lansing Community Association—
James Duffield

South Lansing Community & Athletic Association—Louis Klimecky

East Side Neighborhood Organization —
Helen Moore

West Side Neighborhood Association —
Vivian Preston

And Be It Further Resolved that these individuals shall periodically attend neighborhood group meetings to communicate issues immediately to the Mayor Pro-Tem and Council for whatever action is appropriate in supporting citizen efforts throughout the city.

By Councilman McKane—

That this resolution be tabled for one week:

Lost by the following vote:

Yeas: Councilmen Anas, Blair, McKane—
3.

Nays: Councilmen Brenke, Ferguson,
Gunther, May—4.

By Councilman Ferguson—

That the resolution be amended by deleting the position "West Side Neighborhood Association and the name of Vivian Preston" at this time.

Adopted by the following vote:

Unanimously.

The resolution as amended was adopted by the following vote:

Yeas: Councilmen Anas, Brenke, Ferguson, Gunther, May—5.

Nays: Councilmen Blair, McKane—2.

By Committees on Finance, Housing and Human Resources—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the City Demonstration Agency, has entered into non-expendable personal property continuing Resolutions with Ingham County for:

Jail Rehabilitation (PN-39)

Dental Services (PN-117)

Substance Abuse and Health Services (PN-217); and

Whereas, the City of Lansing has, from time to time, entered into non-expendable personal property contracts for certain services with Ingham County; and

Whereas, the City of Lansing, through the Human Resources Department as successor to the City Demonstration Agency, desires to extend use of equipment purchased through Model Cities funds to insure the continuity of these previously contracted services; now, therefore, be it

Resolved, that use of this non-expendable personal property is hereby extended from November 30, 1975 to January 26, 1976 with Model Cities funds through the Human Resources Department so that continuity of services can be maintained.

Adopted by the following vote:

Unanimously.

By Committee on Housing and Human Resources—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has entered into a Grant Agreement with the United States of America to plan and develop a Community Development Program pursuant to Title I of the Housing and Community Development Act of 1974; and

Whereas, the Lansing Community Development plan provides for combating child abuse; and

Whereas, the City of Lansing, through the Human Resources Department desires to engage Family and Child Services (PN 184) to perform certain services and activities in connection with said Community Development Plan; and

Whereas, the City Council does hereby allocate Forty-Six Thousand and 00/100 (\$46,000.00) Dollars of Community Development Block Grant funds for said services, and

Whereas, said proposed new Contract will be effective as soon as practicable after the execution of said Contract through June 30, 1976, now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign the attached Contract on behalf of the City of Lansing after approval as to form by the City Attorney and after certification by the Director of Finance as to the availability of funds.

Adopted by the following vote:

Unanimously.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows:

- \$1,100.00 from Reserve for Conferences & Workshops
A/C 101-941-000-864
- \$ 550.00 to Conferences & Workshops—Accounting Div.
A/C 101-201-000-864
- 550.00 to Conferences & Workshops—Finance
A/C 101-223-000-864
- \$ 930.00 from Wages—Temporary, Recreation summer sports
A/C 101-725-503-707
- \$ 930.00 to Building Rental—Summer Sports
A/C 101-725-503-942
- \$5,160.00 from Estimated Revenues (City Income Tax No. 101430)
A/C 101-000-000-160
- \$5,160.00 to Bus Subsidy
A/C 101-934-900-969
- \$4,500.00 from Contingencies—Mich. A-6 Redevelopment Grant
A/C 191-822-001-499
- \$4,500.00 to Administrative Costs—Mich. A-6 Redevelopment Grant
A/C 191-822-001-410
- \$ 225.00 from Estimated Revenues—Service Garage Fund
A/C 640-000-000-160
- \$ 225.00 to Equipment—Service Garage Fund
A/C 640-961-000-977

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

JOHN T. ANAS,
TERRY J. MCKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
Committee on Finance.

Adopted by the following vote:

Yeas: Councilmen Anas, Brenke, Ferguson, Gunther, May, McKane—6.

Nays: Councilman Blair—1.

By Committee on Personnel—

Resolved by the City Council of the City of Lansing:

That effective December 8, 1975 the City Personnel Director is authorized and directed to add the following positions to the Personnel Department Section of the Classification and Compensation Plan:

I—Deputy Personnel Director X

II—Labor Relations Supervisor IX

III—Clerk IIB

and be it,

Further resolved that the Finance Director is authorized and directed to delete the Labor Relations Department budgetary account series 101-227 from the FY '75-'76 budget and transfer reduced amounts to the Personnel Department 101-226 budgetary account series as outlined in the attached letter which shall become a part of this resolution. This action will result in a net fiscal year reduction of \$4,156.

Adopted by the following vote:

Yeas: Councilmen Anas, Brenke, Ferguson, Gunther, May, McKane—6.

Nays: Councilman Blair—1.

PUBLIC IMPROVEMENT V

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That the supplementary special assessment roll for cutting and removing trees from private properties:

Assessment Roll No. 34-T

Location—611 May Street

516 N. Clemens St.

512 N. Clemens St.

1105 Dakin

110 E. Willard

as returned by the City Assessor be and the same is hereby ratified and confirmed, and that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to refund to all persons who have paid said tax as originally assessed the pro rata amount of difference as shown in said supplementary roll, and collect all unpaid tax as shown on said roll on or before March 8, 1976.

Adopted by the following vote:

Unanimously.

ZONINGS

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-51-75 — 5824 So. Cedar St.,

be re-zoned from "A" One Family Residence District to "F" Commercial District and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 29th day of December, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-57-75 — 3900 block Bridgeport Dr.,

be re-zoned from Community Unit Plan District to "C" Two Family Residence District and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 29th day of December, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-58-75 — 916 East Mt. Hope Ave.,

be re-zoned from "B" One Family Residence District to "F" Commercial District and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 29th day of December, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-60-75 — 5707 South Waverly Rd.,

be re-zoned from "A" One Family Residence District to "B" One Family Residence District and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 29th day of December, 1975, at 7:30 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

SUP-14-75

1033 Lenore Avenue

More particularly described as:

Lots 7, 8, and 9, Block 4, Elmhurst Subdivision, City of Lansing, Ingham County, Michigan.

Whereas, pursuant to Section 36-42 (11) of the Zoning Code an application was filed by Reverend William Warren of Christ Temple Church of Lansing for approval of a Child Day Care Center upon the above described premises; and

Whereas the Planning Board held public hearing on November 3, 1975, and following the public hearing recommended approval of the request for the Special Use Permit, providing that a six feet (6') high chain link fence is placed at the south property line. And providing further that all the requirements of the Building Code and the Fire Marshal's office are complied with; and

Whereas the Planning Committee of Council, to whom was referred the report of the Planning Board, has concurred therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing hereby authorizes issuance of a Special Use Permit for the operation of a Day Care Center on the above described property, pursuant to Section 36-42(11) of the Zoning Code, and further, that the development of the Day Care Center meets the Building and Fire Code.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 20th day of October, 1975, this Council was petitioned to change the following described property from "A" One Family Residence District to "D-1" Professional Office District all as set forth in the Zoning Code of this city,

Whereas, the property involved is described as:

Z-54-75 — 4719 and 4729 South Pennsylvania Avenue,

more particularly described as:

Lots 21, 22, 23 of Pleasant Ridge Subdivision, City of Lansing, Ingham County, Michigan,

from "A-1" Family Residential District to "D-1" Professional Office District.

Whereas the Planning Board had scheduled a public hearing on this request for November 3, 1975; and

Whereas the applicant, Mr. Seidell, requested that the petition be withdrawn and that no further action be taken; and

Whereas the Planning Board, at their meeting of November 3, 1975, acknowledged this request and accepted Mr. Seidell's request to withdraw the application and recommend to City Council that no further action be taken; and

Whereas the Planning Committee of Council, to whom was referred the report of the Planning Board, concurs therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing accepts the request to withdraw this application and that no further action shall be taken.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 25th day of August, 1975, this council was petitioned to change the following described

property from "A" One Family Residence District to "DM" Multiple Dwelling District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 1st day of December, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-39-75 — 700 and 800 blocks of Armstrong Road,
more particularly described as:

The south $\frac{1}{2}$ of Lots 13 through 24 inclusive of Penn/Cedar Subdivision, City of Lansing, Ingham County, Michigan,

from "C-2" Family Residential District to "D-M" Multiple Dwelling District.

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised the Council to deny this request; and

Whereas the Planning Committee of Council, to whom was referred the report of the Planning Board, concurs therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "C-2" Family Residential District to "D-M" Multiple Dwelling District be denied.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 10th day of June, 1975, this council was petitioned to change the following described property from "A" One Family Residence District to "F" Commercial District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 1st day of December, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-23-75 — 2338 North Grand River Avenue,
more particularly described as:

That part of Lot 24, Assessor's Plat No. 57, City of Lansing, Ingham County, Michigan, described as: commencing at a point on the north ROW line

of North Grand River Avenue, 50 feet from the southeast corner of Lot 24; thence north perpendicular to North Grand River Avenue a distance of 20 feet to the point of beginning; thence northwesterly parallel to Grand River Avenue 15 feet; thence northeasterly at right angles 15 feet; thence southeasterly at right angles 15 feet; thence southwesterly to the point of beginning,

from "A-1" Family Residential District to "F" Commercial District.

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised the City Council to approve this request; and

Whereas the Planning Committee of Council, to whom was referred the report of the Planning Board, concurred therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "A-1" Family Residential District to "F" Commercial District be approved.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 29th day of September, 1975, this council was petitioned to change the following described property from "J" Parking, "B" One Family Residence and "D" Apartment Districts, to "F" Commercial and "J" Parking Districts all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 8th day of December, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-46-75 — 701 North Logan Street, more particularly described as:

Lots 1 through 12 inclusive, Block No. 1, McPherson's Saginaw Addition, and Lots 1, 2, 3, 6, 10, 11 and 12, Block 2, McPherson's Saginaw Street Addition and the north 16.5 feet of Lot 25, the south 17 feet of Lot 26 and all of lots 27 and 28 and the west 68 feet of Lot 32 of Englewood Park Addition to the City of Lansing, Ingham County, Michigan

from "J" Parking District, "D" Apartment District, and "B-1" Family Residential District to "F" Commercial District and "J" Parking District.

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised the City Council to deny the request as filed and the Board further recommended that:

Lots 1 through 12 inclusive, Block 1, McPherson's Saginaw Addition, City of Lansing, Ingham County, Michigan,

be rezoned from "D" Apartment District and "J" Parking District to "F" Commercial District;

and that:

Lots 10, 11, 12, Block 2, McPherson's Saginaw Street Addition, City of Lansing, Ingham County, Michigan,

be rezoned from "B-1" Family Residential District to "J" Parking District.

The Planning Board further recommended that:

The north 16½ feet of Lot 25, the south 17 feet of Lot 26, and all of Lot 27 and 28 and the west 68 feet of Lot 32, Englewood Park Addition, City of Lansing, Ingham County, Michigan,

remain in its present zoning classification; and

Whereas the Planning Committee of Council, to whom was referred the report of the Planning Board, concurs therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "J" Parking District, "D" Apartment District, and "B-1" Family Residential District to "F" Commercial District and "J" Parking District be denied as filed; and

Be It Further Resolved that the above described property be rezoned as follows:

Lots 1 through 12 inclusive, Block 1, McPherson's Saginaw Addition, City of Lansing, Ingham County, Michigan,

be rezoned from "D" Apartment District and "J" Parking District to "F" Commercial District;

and that:

Lots 10, 11, and 12, Block 2, McPherson's Saginaw Street Addition, City of Lansing, Ingham County, Michigan,

be rezoned from "B-1" Family Residential District to "J" Parking District;

The north 16½ feet of Lot 25, the south 17 feet of Lot 26, and all of Lot 27 and 28 and the west 68 feet of Lot 32, Englewood Park Addition, City of Lansing, Ingham County, Michigan,

remain in its present zoning classification.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 6th day of October, 1975, this council was petitioned to change the following described property from "B" One Family Residence, "F" Commercial and "J" Parking Districts to "D-1" Professional Office District all as set forth in the Zoning Code of this City, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 8th day of December, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-49-75 — 830 East Mt. Hope Avenue,
more particularly described as:

Lots 2, 3, 4, 9 and 10, Hollywood
Subdivision, City of Lansing, Ingham
County, Michigan,

from "B-1" Family Residential District, "F" Commercial District, and "J" Parking District to "D-1" Professional Office District.

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised the City Council to approve this request providing that a site plan is submitted to, and approved by, the Planning Department and Traffic Engineer prior to development of the site. Said site plan shall include landscape, screening, and fencing and identification of any new buildings and ingress and egress points to the site; and

Whereas the Planning Committee of Council, to whom was referred the report of the Planning Board, concurs therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "B-1" Family District, "F" Commercial District, and "J" Parking District to "D-1" Professional Office District be approved; and providing further that a site plan, including landscape, screening, and fencing and identification of any new buildings and ingress and egress points to the site be submitted to, and approved by, the Planning Department and Traffic Engineer prior to development of the site.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 3rd day of November, 1975, this council was petitioned to change the following described property from "E-2" Drive In Shop and "J" Parking Districts to "F" Commercial District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 8th day of December, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-56-75 — 5101 South Pennsylvania
Avenue,

more particularly described as:

Commencing at the Section line 57.75 feet east of the north $\frac{1}{4}$ post of the northwest fractional $\frac{1}{4}$ of Section 3, T3N, R2W, City of Lansing, Ingham County, Michigan, and thence south 165 feet parallel with the east line of Pennsylvania Avenue, thence east 100 feet parallel with the north Section line, thence north 165 feet parallel with the east line of Pennsylvania Avenue, and thence west 100 feet to the place of beginning,

from "E-2" Drive In Shop District and "J" Parking District to "F" Commercial District.

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised the City Council to approve the request; and

Whereas the Planning Committee of Council, to whom was referred the report of the Planning Board, concurs therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "E-2" Drive In Shop District and "J" Parking District to "F" Commercial District be approved.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$1,930,334.19.

Signed:

JOHN T. ANAS,
TERRY J. MCKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

INTRODUCTION OF ORDINANCE(S)

The following ordinance(s) of the City of Lansing, Michigan, providing that the Code of Ordinance be amended by:

Revising Subsection (3) of Section 9B-3; Subsection (1) of Section 9B-4; and by adding a new subsection (9) to Subsection 301 and revising Subsection 2203 of Section 9B-10 of said Code, was introduced by Council May, read a first and second time by its title(s), and referred to the Committee on Ordinance and Contracts.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

That Councilman Belen be excused from the session.

Carried.

By Councilman McKane—

Resolved by the City Council of the City of Lansing:

That the rule prescribed in Sec. 5.5 (g) of the Charter relative to considering business not on the agenda, be waived.

Carried.

Letter from Warner Realty Co. requesting for the City of Lansing to act on the granting of a public utility easement for use of existing sewer on Waycross Ave. to develop the community unit.

Referred to Committee on Parks and Recreation.

Councilman Blair spoke on the North Lansing Association are holding a Arts and Crafts show along with their Christmas Program on Saturday and Sunday—December 13 and 14, 1975.

Councilman McKane spoke on the public auction to be held in connection with city motor vehicles to be held on Saturday, December 13, 1975 at the City Garage.

Councilman McKane spoke in regard to the Bicentennial Organization is to erect a Liberty Pole on Friday at 3:00 p.m. at Riverside Park.

Al Trapp, 3106 Manley Drive, asked question about resolution No. 13—on who would represent the South Lansing Community.

Richard Laipen of 329½ So. Washington Ave., spoke in regard to energy.

Council adjourned at 8:45 P.M.

RITA BAUMAN,
Deputy City Clerk.

Lansing, Michigan

December 8, 1975

F/M

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, December 15, 1975

CITY COUNCIL ROOMS

Lansing, Michigan

December 15, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Anas, Belen, Blair, Brenke, Ferguson, Gunther, May, McKane—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Gunther.

Pledge of Allegiance was given by Michelle Sheets, Treasurer of the Waverly Student Council.

The record of the previous session was approved as printed.

HEARING ON PROPOSED CHANGE IN ZONING CLASSIFICATION

December 15, 1975, at 7:30 o'clock being the time set as the time for holding a hear-

ing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-52-75 — 2339 So. Cedar St.,

be rezoned from "DM" Multiple Dwelling District to "D-1" Professional Office District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Hilda Fisk, petitioner, spoke and presented letter.

Referred to Committee on Planning.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

WRECKER—Discount Wrecker and Snowplow Service.

PUBLIC DRIVER — Donald E. Sparks, Charles M. Mountz, James R. Schinman, Richard L. Jenkins, Jr., Patrick L. Hamilton.

CHARITABLE SOLICITATION — Naval Sea Cadet Corp.

Referred to Committee on Ordinance and Contracts.

Summons filed in Circuit Court by:

Northland Helicopters, Inc., vs City of Lansing Police Department, Helicopter Patrol Unit.

Referred to City Attorney and Police Department.

Jack R. Courshon, as nominee of the Trustees of First Mortgage Investors, a/k/a First Mortgage Investors Trust, a Massachusetts business trust vs Walter Kassuba Realty Corp., et al — defendant City of Lansing, 123 W. Ottawa St.

Referred to City Attorney.

Notice from State of Michigan Department of Natural Resources of permit granted C. A. Hull Co. for construction of pier on Park property to facilitate construction of Logan St. Bridge.

Referred to Department of Public Service.

Petitions filed for rezoning:

Z-61-75—

Commencing at the southwest corner post of the northwest $\frac{1}{4}$ of Section 35, T4N, R2W, thence north 165 feet to the point of beginning; thence north 412.67 feet; thence east 146 feet; thence north 101.5 feet; thence east 210.5 feet; thence south 679.17 feet to the east and west $\frac{1}{4}$ line; thence west 223.5 feet; thence north 165 feet; thence west 133 feet to the point of beginning, City of Lansing, Ingham County, Michigan from "F" Commercial and "J" Parking Districts to "A" One Family Residence District (4013-4105-4111 and 4207 Aurelius Rd.).

Z-62-75—

Commencing 690 ft. east of North $\frac{1}{8}$ post of northwest $\frac{1}{4}$ of Section 32; thence South 161 ft., East 102.4 ft., north 161 ft., west 102.4 ft. to beginning, Section 32, T4N, R2W, City of Lansing, Ingham County, Michigan from "A" One Family Residence District to "D-1" Professional Office District—(1615 West Holmes Rd.).

Referred to Planning Board.

Letter from Michigan Municipal League relative Region II meeting to be held January 21, 1976, at Ann Arbor, Michigan.

Referred to Mayor's Office and Department Heads.

Request from Civitan Club of Lansing for permission to sell fruit cakes in downtown at southwest corner of Michigan and Washington Avenues on December 19-20, 1975.

Referred to Committee on City Affairs.

Letters from Liquor Control Commission relative:

Request from Anna Marie Lenhard for transfer ownership 1973 Class "C" license located in escrow at 716 Olds Ave. from John Levandowski, estate, Stanley Levandowski, Administrator.

Request from Raymond D. Dorin for new Dance Permit to be held in conjunction with 1975 Class "C" license at 809 E. Kalamazoo St. (Art's Bar).

Referred to Committee on Ordinance and Contracts.

Requests filed for special 24-hour liquor permits for:

Sol De Aztlan, Inc., for December 31, 1975, at Democratic Hall, 5024 S. Cedar St.

Ingham-Democratic Corp. for December 20, 21, 27 and 28 at Democratic Hall, 5024 S. Cedar St.

Referred to Committee on City Affairs.

Letter from BILD of discussions held past few weeks regarding inclusion of Capitol Commons in boundaries proposed for Downtown Development District being implemented under State Act 197 and possible use of Acts 338 and 197 for Capitol Commons.

Referred to Committee of the Whole.

Letter from Youth Development corporation, 215 E. Kalamazoo St., relative "Youth Management Involvement Day" to be held on December 23, 1975.

Referred to Mayor and City Council.

Letter from Raymond Kacirk, Director of New Way In withdrawing request for SUP-15-75 at 133 Woodlawn Ave.

Referred to Committee on Planning.

REPORT OF COMMITTEES

The Committee on ORDINANCE AND CONTRACTS approves the following applications and bonds for licenses:

WRECKER SERVICE — Discount Wrecker and Snowplow Service.

PUBLIC DRIVERS — Charles M. Mountz, James R. Schinman.

CHARITABLE SOLICITATION — Naval Sea Cadet Corp.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the applications for public drivers for Donald E. Sparks, Richard L. Jenkins, Jr., Patrick L. Hamilton, reports as follows:

That said applications be denied inasmuch as they have not received the approval of the Chief of Police.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of the Civitan Club of Lansing for permission to sell fruit cake on the southwest corner of Michigan and Washington on December 19 and 20, 1975, reports as follows:

The Committee recommends permission be granted.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Sol De Aztlan, Inc., for permission to serve alcoholic beverages on December 31, 1975, at the Democratic Hall at 5024 S. Cedar Street, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of INGDEM. Corporation for permission to serve alcoholic beverages on December 20, 21, 27 and 28, 1975, at the Democratic Hall, 5024 S. Cedar Street, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred the rezoning petition Z-48-75—3225 Aurelius Road from "A-1" Family Residential District to "D-1" Professional Office District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
LUCILE BELEN,
WILLIAM A. BRENNKE,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred the rezoning petition Z-53-75--3007 N. East St., from "J" Parking District to "F" Commercial District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

Councilman Ferguson arrived.

REPORTS OF CITY OFFICERS AND BOARDS

December 8, 1975

Honorable Mayor and Members
of the Lansing City Council
Lansing, Michigan

Re: Claim of Mrs. Florence Weinert for damage to car when she was involved in accident with City truck

Dear Mayor and Council Members:

The above claim was referred to this office for investigation and recommendation. A review thereof indicates that the same should be denied for the reason that principles of no fault insurance are applicable. Therefore, claimant must pay for her own damage.

Respectfully submitted,

PETER HOUK,
City Attorney.

By Councilman Anas—

That we concur in the recommendation of the City Attorney.

Carried.

December 10, 1975

Honorable Mayor and Members
of the Lansing City Council

Re: 1975 PA 227, Political Activities Act

Dear Mayor and Council:

The Committee of the Whole inquired as to what effect 1975 PA 227 being MCLA 169.1 et seq.; MSA 4.1701(1) et seq. hereinafter referred to as the Political Activities Act would have on our municipal gov-

ernment regarding certain disclosures and potential conflicts of interest. Since your request Senator McCollough and Representatives Markes and Defebaugh have each published separate analyses of this Act and the effect that it has on local governments and local officials. I have had reproduced for your convenience a copy of Senator McCollough's publication, that which I believe to be the clearest and most complete. There are, however, a few points which I believe deserve particular emphasis for the protection of all governmental officers and employees. I have briefly set forth those items which I believe are the most significant.

THE ACT PROHIBITS ALL CITY OFFICERS, INCLUDING BOARD MEMBERS, AND ALL EMPLOYEES FROM ENGAGING IN CERTAIN ACTIVITIES.

The Act contains seven prohibited activities which apply to all public employees and officials be they Mayor, City Clerk, Councilman, City Attorney, public service employee, secretary, maintenance personnel, and all board members. These prohibited activities are set forth as follows:

A public official or public employee must not use his/her office, and must not use any confidential information through the holding of public office, to obtain financial gain, other than the normal compensation the person receives because of the employment. This prohibition applies also to a member of that individual's immediate family and to any business with which that individual is associated.

A public official or public employee must not use his/her personnel, resources, property, or funds under that individual's official care and control, other than for those uses permitted by law, for personal financial gain.

A public official or public employee must not solicit or accept anything of value (gifts, contributions, rewards, promises of future employment) based upon an agreement that his/her vote, official action, or judgement will be influenced because of it, this applies also to the individual's immediate family, or to a business with which the individual is associated.

A public official or public employee cannot enter into a contract with a governmental body with which he/she is associated if the contract is over \$1,500.00 and was not made by the open-bidding process, this also applies to the individual's immediate family, or to a business with which the individual is associated. However, it does not apply to a negotiated contract for labor and to those contracts that the individual did not solicit, did not participate in the negotiations for, or does not represent any party in.

A public official or public employee must not be part of a government decision, if the individual knows that the participation will bring him/her (or immediate family, or business) financial benefits greater than that to the public or to a broad segment of the public.

A public official or public employee cannot act as the attorney, agent, or representative of any person, if it is done for compensation before the same governmental body of which he/she is a member or employee.

A public employee cannot represent his/her personal opinion as the official opinion of the governmental body for which he/she works.

Special attention should be directed toward the first and second prohibition since many employees may unthinkingly violate these provisions of the Act. For example, use of a city typewriter to type a friend's report or term paper would most likely be prohibited under paragraph 2. Similarly, under that paragraph it would be a violation for an employee to use a city car entrusted to him for any purpose other than the furtherance of city business.

THE FOLLOWING CITY OFFICIALS MUST FILE DISCLOSURE REPORTS

The following persons in the Lansing city government fall within the disclosure provisions of this Act: Mayor, City Clerk, all City Councilmen, all members of the Planning Board, all members of the Board of Review, all District Judges, and all Lansing city representatives to the Tri-County Regional Planning Commission.

The Act specifies certain information which must be supplied by each of these individuals. This information is summarized in Senator McCollough's report. For ease in reporting, these individuals will be supplied with an income tax-like statement which will require only that they fill in the blanks. However, it should be noted that the Act does not require them to disclose net worth, their salaries, or the value of property holdings. It does require the disclosure of sources of income in excess of \$1,000 a year and of all real property owned in the State of Michigan.

ELECTED OFFICIALS MUST FORM CAMPAIGN COMMITTEES

Under this Act each elected official in the City of Lansing is considered to be a candidate for re-election. As such, you are required to form a candidate committee within 10 days of the effective date of the Act, which is 90 days after adjournment of the Legislature. The Act requires that the organization of this committee and its membership be filed and that certain reports be filed within 10 days after formation of the committee. The Act also provides that officials may request confidential declaratory rulings from the "Ethics Commission."

COUNCIL MUST PASS A SIMILAR ORDINANCE

The Act requires the City Council to adopt an ordinance similar in nature to the Act covering other local officials. These additional officials would be required to disclose information similar to that required of our elected officials. These individuals would probably include the Planning Director, City Assessor, City Attorney and certain other key department heads. This

matter should be undertaken at an early date so that full discussion of it may be entertained.

If I may be of further assistance, please contact me.

Respectfully submitted,

PETER HOUK,
City Attorney.

Received and placed on file.

December 11, 1975

Honorable Mayor and Members
of the Lansing City Council
Tenth Floor, City Hall
Lansing, Michigan 48933

Re: Expiration of Councilman Blair's
term on the Tri-County Regional
Planning Commission

Dear Mayor and Council:

The Tri-County Regional Planning Commission submitted a letter to the City Council stating inter alia that Councilman Blair's term on the Commission would expire December 31, 1975. A question has been raised as to whether or not the foregoing is accurate.

The Tri-County Regional Planning Commission was established pursuant to 1945 PA 281, as amended, being MCLA 125.11 et seq.; MSA 5.3008(1) et seq. Section 5 of the Act provides that each regional planning commission "shall elect its own chairman and establish its own rules of procedure, and may create and fill such other offices as it may determine necessary."

In accordance with the authority conferred by Section 5, supra, bylaws were adopted governing the membership, organization and basic operation of the Commission.

Article II, Section 1 of the bylaws of the Tri-County Regional Planning Commission allocates three members of the twelve member board to the City of Lansing and further specifies that one member is to be an individual who is not an elected official while the remaining two members are to be elected members of the Lansing City Council. Regarding the term of office insofar as the City Council members are concerned, Subsection 2 of Section 1, Article II, provides in relevant part:

"... Lansing City Council members may serve for a term equal to their term in office."

The above quoted language is plain. The words used are not complex. A reading of the language leads to the inescapable conclusion that a Councilman's term on the Tri-County Regional Planning Commission expires at the same time the term as Councilman expires. Therefore, inasmuch as Councilman Blair's term on the City Coun-

cil does not expire until December 31, 1977, his term on the Tri-County Regional Planning Commission likewise will not expire until that date.

Parenthetically, it should be noted that the Executive Director of the Tri-County Regional Planning Commission is in agreement with the foregoing conclusion and has indicated that there may have been a misunderstanding regarding the expiration of Councilman Blair's term as Councilman inasmuch as the resolution initially appointing Councilmen Blair and McKane to the Commission did not specify when their respective terms as Councilmen expired. See page 1077 of the Council Proceedings for December 16, 1974.

Respectfully submitted,

PETER HOUK,
City Attorney.

Received and placed on file.

December 10, 1975

Honorable Mayor and Members

of the Lansing City Council

Dear Mayor and Council:

Please find attached a copy of my opinion to Councilman Elect Hull regarding the potential conflict between his position as a City Councilman and Mrs. Hull's position as a Project Manager for the Human Resources Department. For the reasons set forth at length in that opinion, I believe that there is no conflict.

Respectfully submitted,

PETER HOUK,
City Attorney.

Received and placed on file.

December 11, 1975

Honorable Mayor and

Members of the City Council

Lansing, MI

Gentlemen:

The Building Department has received a written request from Mr. Rufus Riley and Ceylene H. Davis, H/W, who reside at 1001 Beech St., Lansing, Michigan, who are the legal owners of the fire damaged one (1) family residential dwelling located at:

1031 McCullough

further described as:

Lot 407 of Excelsior Land Company's Subdivision of a part of west $\frac{1}{2}$ of the northeast $\frac{1}{4}$ of Section 22, Town 4 North, Range 2 West, City of Lansing, Ingham County, Michigan.

Work to include demolition and removal of structure, fill and grade the excavation, by the City of Lansing and all costs to be applied on the property tax roll.

Therefore, it is requested that the City Council authorize the Building Commissioner to proceed with demolition of this structure, and the Purchasing Agent obtain quotations for demolition of same.

Respectfully submitted,

JAMES W. KZESKI,
Building Commissioner,
City of Lansing.

Referred to Committee on Buildings and Properties.

December 11, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is Change Order No. 1 (Final) submitted by Reitsma & Miller Construction on the Salt Storage Building Revisions, P.S. 46055, increasing the amount of the contract by \$428.00, due to as-built conditions.

I would recommend approval of this Change Order.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the Change Order No. 1 (Final) submitted by Reitsma & Miller Construction on the Salt Storage Building Revisions, P.S. 46055, increasing the amount of the contract by \$428.00, due to as-built conditions, reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JAMES D. BLAIR,
JACK D. GUNTHER,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

December 11, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is Change Order No. 1 (Final), submitted by Brown Brothers, Inc., on the City Market Drive and the Necessary Street Improvements, P.S. 36127, increasing the amount of the contract by \$9,434.90, due to field conditions, and to extend the contract time 11 days due to extra work involved.

I would recommend approval of this Change Order.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred the Change Order No. 1 (Final), submitted by Brown Brothers, Inc., on the City Market Drive and the Necessary Street Improvements, P.S. 36127, increasing the amount of the contract by \$9,434.90, due to field conditions, and to extend the contract time 11 days due to extra work involved, reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

December 11, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is a proposed Agreement between the Penn Central Transportation Company and the City of Lansing, proposing a permanent and irrevocable easement to maintain, repair, alter, renew, relocate,

use and remove those certain crossing and/or occupations over, across, along or under the lands, rights of way and tracks owned or operated by Penn Central at the locations described in the Agreement.

The consideration for the Deed of Easement shall be \$20,125.00 to the City of Lansing.

I would recommend approval of this proposed Agreement.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

December 11, 1975

Honorable Mayor and

Members of City Council

City of Lansing

Gentlemen:

The Lansing Park Board at their November meeting reviewed a request to allow handicapped people the use of certain motorized vehicles in park areas. It was the decision of the Board to recommend that City Council amend Ordinance 31-106-1 and thereby exempt the use of such vehicles from the general provisions of the Code.

Many details concerning specific regulations and wording will have to be worked out with the City Attorney prior to City Council review of a proposed revision of the Ordinance.

Thank you.

Sincerely,

THEODORE J. HASKELL,
Director of Parks
and Recreation.

Referred to Committee on Ordinance and Contracts.

December 9, 1975

Honorable Mayor and Members

of the City Council

City of Lansing

City Hall

Lansing, Michigan

Gentlemen:

The Board of Water and Light has been requested to vacate an easement dated February 16, 1948 granted by Foxson Homes, Inc., to Lanel Metropolitan District, recorded in the Ingham County Register of Deeds Office, Liber 64, page 547 of Misc. and later conveyed by Lanel Metropolitan District to the Board of Water and Light; said conveyance being recorded in Liber 956, page 613, Ingham County Register of Deeds Office.

Our Board has no objection to granting this request. This letter is to ask you to authorize the Board of Water and Light to execute this easement.

We are enclosing a copy of the proposed Release of Easement and also a copy of action adopted by our Board, December 8, 1975.

Respectfully submitted,
BOARD OF WATER
AND LIGHT,
DONNA SMIESKA,
Secretary.

Referred to Committee on Public Service
and Highways.

December 9, 1975

Mayor Pro-Tem, Jack Gunther

and Members of City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Mayor Pro-Tem and

Members of City Council:

Section 2A-12 (Executive Assistant's Implementing Authority), of Chapter 2A (Urban Renewal), City of Lansing Code of Ordinances, states that, "The Executive Assistant shall develop and negotiate contracts or agreements for individual projects not assigned by the Mayor to either the Human Resources Department, Housing and Redevelopment Department, or to any other implementing department."

The City of Lansing recently received approval on two grant applications for Title X, Comprehensive Employment and Training Act of 1973. The CETA grants are being implemented through the U. S. Department of Housing and Urban Development and the U. S. Department of Labor. In both cases, our grant application to each department was tied in to supporting City of Lansing Community Development program activities. In addition to funds for the acquisition of materials and equipment, approximately thirty to thirty-five employees will be available to the City of Lansing about February 1, 1976. These grants contain funds for a job opportunity program, recreation, residential and site improvements.

I am assigning the coordination and implementation of these two grants to the Office of Community Development in accordance with the City Ordinance as cited in paragraph one above. The attached Manpower Task Force organizational structure will be used to maintain maximum flexibility in the labor force to support all Community Development activities. From time to time various City departments which have Community Development projects and supportive activities require additional manpower. This procedure provides for flexibility and use of various task forces

for specific projects and activities as prepared by the department heads after a determination of priorities by projects.

Once a project or activity, has been identified, a task force or combination of task forces, would be assigned to the department with the responsibility for completing the project, or activity, on a permanent basis until that project or activity is completed.

A Community Development Manpower Task Force Coordinator is required to assume the responsibility for coordinating all projects and activities between the various departments. He would plan well in advance to accommodate all project requirements on a priority and work plan basis, and would have the responsibility for coordinating the administrative requirements in respect to all task force members. Any additional support requirements in the areas of clerical and personnel matters would be assumed by the Office of Community Development.

As you are aware, inadequate prior planning concerning certain activities in the past has led to the improper and untimely implementation of programs. Since our grant applications have been approved, and we are now applying for the grants themselves, I propose that we take immediate action to obtain funds, where appropriate, from current Community Development projects to hire immediately a Community Development Manpower Task Force Coordinator. It is extremely important that all projects, work plans, priorities, environmental reviews, release of funds, etc., be prepared and ready for implementation of the projects upon hiring the Manpower Task Force personnel.

It is proposed that funds be reassigned from account number 251-801-000-702 (Planning) to 251-172-000-702 (C.D. Management) in the amount of \$4,000 for the purpose of bringing the Manpower T. F. Coordinator on board now until the grant has been awarded sometime after the first of the year. This amount represents those funds needed to provide salaries, longevity and fringes prior to the time the funds are released and the additional sum required to provide a position at the VIII level (\$15,403 per year) since the limitations under this grant allow only a maximum of \$1,000 per individual in the program, Mr. Lokken, Program Coordinator, states that advance funds for such purpose are not available.

Further, this individual will be responsible for coordinating with the various departments to make certain that all materials and equipment required are placed on order in sufficient time to have them available for the execution of the various projects determined, by priority, to avoid any delays upon the arrival of the labor force.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

December 15, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and

Council Members :

On Tuesday, December 9, 1975, an important Public Hearing was held on the Downtown Development Authority and the Economic Development Corporation for the City of Lansing. Unfortunately, due to other commitments, several members of the City Council could not be in attendance. Because of this, and because of the importance of the subjects at hand, I am attaching a copy of the Agenda, the Opening Remarks of the Mayor and a partial transcript, which includes the testimony of the question and answer period.

Trusting these materials are of interest,
I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

December 15, 1975

Honorable Mayor Pro-Tem and Members
of the Lansing City Council
City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and

Council Members :

On Thursday, December 11, some members of the City Council and myself, met with the membership of the Board of Water and Light, and staff, in regard to an upcoming \$17,766,302 expenditure, which will be before you shortly. The necessity of the Board of Water and Light to expend the \$17,766,302 results, basically, from new and higher Federal and State, Mandated Air and Water Quality Standards. Of the total amount, \$4,766,302 will be financed from Cash Flow, \$12,000,000 will be financed through 15-year City Utilities System Revenue Bonds — Series 1976, while \$1,000,000 will be financed by a Short Term Note.

Until just recently, the Lansing Board of Water and Light and one other utility were rated Triple A of the 2,000 governmentally operated utilities in the Nation. As of last week, the Lansing Board of Water and Light stood alone with this coveted rating, the other city having been reduced to a Double A. Our goal is to retain that rating, so we may secure the lowest interest rate possible in approximately May, 1976, when hopefully the issue will be sold. The importance of the Triple A Rating can be shown in the fact that in this issue alone a one percentage point of interest can add more than one million dollars.

The \$17,766,302 will overall be expended for environmental projects, plus expansion and modernization of the Eckert Station, which will result in any discharge being 99 percent pure; a supplementary control system, that will assist in preventing air pollution and to meet air quality compliance; a new Calciner Plant, to reprocess sludge; a new Wise Road Distribution Sub-Station, aimed at growth in the southwest part of the City; and, modernization of the Cedar Street Pumping Station.

The aforementioned, basically, is being made possible under Enrolled Senate Bill No. 825, which was originally sponsored by the now deceased State Senator John McCauley. This measure was readily approved by the State Senate, but met some opposition in the Public Hearing held on November 4, 1975, by the House Committee on Public Utilities. Objections of the Michigan Public Service Commission, Consumers Power, and others were "ironed out" through discussions. The matter was approved by a 94-6 vote in the House of Representatives on Wednesday, December 10, and I understand that both Representatives David Hollister and H. Lynn Jondahl voted to oppose the passage.

Ironically, at the very time the membership of the House of Representatives in their wisdom, were approving the measure, my office received a communication from the U. S. Environmental Protection Agency advising that unless the City of Lansing proceeds in "good faith efforts" to comply with certain standards, fines would be levied. We now have within our grasp the ability to meet the orders provided to us by the U. S. Environmental Protection Agency. I would recommend, therefore, that you approve a formal resolution to be forwarded to both the State Senate and the House of Representatives expressing your appreciation and thanks for their efforts in our behalf.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING RESOLUTIONS — YOU MAY SPEAK ONLY FOR 3-MINUTES ON ANY ONE RESOLUTION.

No persons spoke.

RESOLUTIONS

By Committee on Public Service and
Highways—

Resolved by the City Council of the City
of Lansing:

That the proposed Agreement between the Penn Central Transportation Company and the City of Lansing, proposing a permanent and irrevocable easement to maintain, repair, alter, renew, relocate, use and remove those certain crossings and/or occupations

over, across, along or under the lands, rights of way and tracks owned or operated by Penn Central at the locations described in the Agreements, be approved, and

That the Mayor and City Clerk be authorized to sign this Agreement upon certification of the City Controller as to the availability of funds, and after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and Properties—

Resolved by the City Council of the City of Lansing:

Whereas, the Property Management Division of the City of Lansing does handle the leasing of the properties in the State Owned Leased Housing Project; and

Whereas, those properties have been made available to those families who are in need of housing; and

Whereas, the rental rates were established in 1968 and have not been adjusted from that date forward; and

Whereas, due to increased utility and maintenance costs, an increase in the rental rates is justified;

Now, Therefore, Be It Resolved by the Mayor and the City Council of the City of Lansing that the rental rates be increased by the amounts as indicated by the attached sheet.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Brenke, Ferguson, Gunther, May, McKane—7.

Nays: Councilman Blair—1.

By Committee on Parks and Recreation—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has received Federal and State grants totaling \$300,000 to be matched with a city appropriation of \$148,000 for construction of an Ice Rink-Tennis Complex in Washington Park, and

Whereas, the architectural firm of Laitala, Freeman, Smith and Fowler have prepared specifications based on their research of various ice making systems, and

Whereas, bids were received for construction of the rink on December 2, 1975 and have been reviewed by the Purchasing Director, the Director of Parks and Recreation and by the Architect, and

Whereas, the low bids from Granger Construction of \$159,800 for General Construction, and from C. R. Beltz Company of \$253,580 for Ice Rink Equipment, are recommended as both are considered the lowest and best bids, now

Therefore Be It Resolved, that the Director of Parks and Recreation and the Purchasing Director be authorized to prepare contracts with Granger Construction and Beltz Company; and following approval of the contracts as to form and as to the availability of funds, that the Mayor and City Clerk be directed to sign the contracts on behalf of the City.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing began planning for the reconstruction of the Michigan Avenue Bridge in 1966 through the passage of a bond issue thus establishing funds for development of same; and

Whereas, the original Committee consisting of the Council Committee on Public Service and Highways and the Public Service Department planned the phase development of the bridge; and

Whereas, on Friday, December 5, 1975 the new Michigan Veteran's Memorial Bridge became a reality when over 500 people joined in the ribbon cutting ceremony with the Mayor and City Council, opening a new and well-constructed bridge which leads to the downtown Central Business District of Lansing; and

Whereas, all individuals involved in the completion of the bridge are to be commended for a job well done with special tribute to extend to those most visible in the phase development of the new Michigan Veteran's Memorial Bridge to include the Committee on Public Service and Highways, Department of Public Service, Department of State Highways Bureau of Public Roads, Board of Water and Light, G. J. McLavy & Sons, Brown Brothers, Inc., and Michigan Bell Telephone Company;

Now, Therefore, Be It Resolved that a copy of this resolution be forwarded to each of the above, and

Be It Finally Resolved that this resolution be spread upon the records, rendering special recognition to all responsible for the completion of the new Michigan Veteran's Memorial Bridge.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has a rental lease contract with an option to purchase clause with Honeywell Information Systems, Inc., for the use of electronic data processing equipment, and

Whereas, City of Lansing electronic data processing equipment needs have stabilized, and

Whereas, the Finance Director has negotiated with Honeywell Information Systems, Inc., for an installment purchase plan which would benefit the City of Lansing through reduced annual computer equipment costs estimated to be \$18,600, and

Whereas, the contract period of the proposed installment purchase plan would be 52 months from January 1, 1976 through April 30, 1980, and

Whereas, the proposed installment purchase plan contains an Addendum A which would permit the City of Lansing to return title to the equipment to Honeywell Information Systems, Inc. at the end of 45 months or September 30, 1979, thereby preserving the aforementioned savings or make an additional 7 monthly payments totaling \$96,600 and retain title, and

Whereas, Honeywell Information Systems, Inc., has agreed to provide certain supportive services in a letter from the Branch Sales Manager dated December 12, 1975, and which shall be appended to the installment purchase contract, and

Whereas, the Finance Director has recommended in a detailed letter to the Mayor and City Council dated December 5, 1975, that the City of Lansing accept the proposed installment purchase plan,

Now, Therefore, Be It Resolved, that the proposal from Honeywell Information Systems, Inc., relative to an installment purchase plan for electronic data processing equipment be accepted and that the Mayor and City Clerk be authorized to sign all contractual papers, and further, that the signing of all contractual papers be subject to the approval of the City Attorney.

Adopted by the following vote:

Unanimously.

By Councilman McKane—

Resolved by the City Council of the City of Lansing:

Whereas, the CACHPA Board of Directors is currently operating under by-laws that generally prescribe a "self-perpetuating" selection process for board members; and,

Whereas, this process will be continued under the by-laws of our new local area health systems agency, this agency to be called the Michigan Mid-South Health System Agency (MMSHSA); and,

Whereas, the incorporators are in fact to be the first Board of Directors and are to be appointed partly by the present CACHPA Board and partly by the Hillsdale, Jackson, Lenawee Area Wide Comprehensive Health Planning Association; and,

Whereas, this appointment procedure will continue the "self-perpetuating" board appointment process;

Now, Therefore, Be It Resolved that the Lansing City Council expresses strong opposition to the concept of "self-perpetuating" boards for any public or quasi-public bodies; and,

Be It Further Resolved that the Lansing City Council strongly recommends that the proposed by-laws for the selection of board members be immediately revised to allow for a more democratic and open selection process for board appointments; and,

Be It Further Resolved that the term of office of the first board be shortened from the currently proposed 1 to 2-year terms to six month interim term; and,

Be It Further Resolved that the Lansing City Council goes on record as supporting the concept that the Chairmen of the six County Board of Commissioners, with the advice and consent of their respective board members, be empowered by state law and by MMSHSA by-laws to appoint the members of the board on the basis of proportional representation by population within the six counties; and,

Be It Finally Resolved that a copy of this Resolution be transmitted to the Lansing Legislative Caucus, to the members of the present Board of Directors of CACHPA and the Hillsdale, Jackson, Lenawee Area Wide Comprehensive Health Planning Association.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the Housing and Community Development Act of 1974 requires that the City of Lansing provide assurances to the U.S. Department of Housing and Urban Development that adequate citizen participation is being undertaken locally in the preparation and execution of the Community Development Program;

Whereas, on March 17, 1975, the Mayor and City Council of the City of Lansing resolved to concur in the use of Michigan Act 344, PA 1945, as amended, as the appropriate statute to govern the establishment of citizen participation bodies for the neighborhood housing rehabilitation effort;

Whereas, said law stipulates that "No District Area shall be designated unless the local legislative body shall first hold a public hearing thereon," and that the method of selection of the Citizens' District Council, and any appointments to the Citizens' District Council by the Chief Executive Officer, shall be determined with the approval of the local legislative body after a public hearing has been held; and

Whereas, on March 17, 1975, (C.P. p. 195) the City of Lansing resolved "to formulate a policy position for presentation to citizens at the public hearings required by this law" (Michigan Act 344, PA 1945, as amended) "To formulate Citizens' District Councils";

Members	Areas
6	Elected from the Development Area
2	Appointed from the Development Area
4	Elected from the balance of the District Area, excluding the Development Area
3	Appointed from the balance of the District Area, excluding the Development Area

Whereas, on September 15, 1975 the City of Lansing by resolution proposed that the geographic boundaries of the Citizens' District Council No. 2 depicted graphically by attachment A (map of proposed Citizens' District Council No. 2) and described legally by attachments B (District Area No. 2) and C (Development Area No. 2) be adopted as the tentative geographic boundaries of Citizens' District Council No. 2; and

Whereas, a public hearing was held at 7:30 p.m., December 10, 1975, in the Fellowship Hall of Potter Park United Methodist Church, regarding the proposed method of selection of the representatives to Citizens' District Council No. 2, and regarding the proposed Development Area and District Area boundaries of Citizens' District Council No. 2;

Now, Therefore, Be It Resolved that Citizens' District Council No. 2 consist of fifteen (15) members and that the representation be a combination of elected and appointed members as follows:

Members	Areas
6	Elected from the Development Area No. 2
2	Appointed from the Development Area No. 2
4	Elected from the balance of the District Area, excluding the Development Area No. 2
3	Appointed from the balance of the District Area, excluding the Development Area No. 2

and,

Be It Further Resolved that the geographic boundaries of the Citizens' District Council No. 2 depicted graphically by attachment A (map of proposed Citizens' District Council No. 2) and described legally by attachments B (District Area No. 2) and C (Development Area No. 2) be adopted as the geographic boundaries of Citizens' District Council No. 2; and

Be It Further Resolved that the election of representatives to Citizens' District Council No. 2 will take place on Wednesday, January 28, 1976, at Potter Park United Methodist Church, 1001 Dakin St., between the hours of 9:00 a.m. and 8:00 p.m.

Be It Finally Resolved that the City Attorney's Office is directed to draft the appropriate ordinance formally designating the boundaries and membership of the East-

side Citizens' District Council pursuant to the directions expressed herein.

Adopted by the following vote:

Unanimously.

By Council Committee on Housing, Redevelopment and Human Resources—
Resolved by the City Council of the City of Lansing:

Whereas, the Lansing Planning Board has submitted to the City Council, in accordance with City Ordinance No. 389 (Community Development), Program recommendations for the Community Development Program for Fiscal Year 1977, and

Whereas, the City Council has reviewed the recommendations of the Planning Board and selected the programs it believes are best suited to meet the needs of the City.

Now, Therefore Be It Resolved that City Council adopts the following Community Development Program Budget for Fiscal Year 1977:

Administration	\$1,501,848
Housing	
NDA No. 1 (West)	966,727
NDA No. 2 (East)	295,783
NDA No. 3 (North)	257,443
Code Enforcement Loans	20,000
Commercial Loans	150,000
Architectural Services	105,131
Subtotal	\$1,795,084
Public Improvements	
NDA No. 1 (West)	799,064
NDA No. 2 (East)	163,842
Target Area Improvements	100,000
Subtotal	\$1,062,906
Public Facilities	
Community Centers	500,000
Senior Centers	432,162
Fire Stations	60,000
Subtotal	\$ 992,162
Public Services	
Supportive Loans	50,000
Senior Citizens	100,000
Health	300,000
Child Care	200,000
Crime Prevention	325,000
Supportive Housing	5,000
Education	50,000
Subtotal	\$1,030,000
Contingency	200,000
GRAND TOTAL	\$6,582,000

And, Be It Further Resolved that the City Council directs the Executive Assistant to the Mayor for Community Development to take the FY 77 Program Budget and attached detailed work sheets and, in consultation with the various implementing departments and the Lansing Planning Board, prepare recommendations for specific projects to implement the program budget.

Adopted by the following vote:

Unanimously.

By Committee on Housing and Redevelopment and Human Resources and Committee on Parks and Recreation—

Resolved by the City Council of the City of Lansing:

Whereas, the City Council of the City of Lansing, by resolution adopted unanimously on June 16, 1975, authorized the submission of a pre-application for a grant of Land and Water Conservation Funds through the Michigan Department of Natural Resources from the U.S. Department of Interior, Bureau of Outdoor Recreation, for the continued development of Riverfront Park, and

Whereas, the Department of Natural Resources, after review of said pre-application, has advised that the proposal has been given high priority for Land and Water Fund assistance at an amount of \$60,000.00, and

Whereas, the current year Community Development Urgent Needs budget provides adequate funds to meet the required local matching share for the proposed Land and Water Conservation Fund grant,

Now, Therefore Be It Resolved that the Program Coordinator is authorized to submit a full application and all other required documents for the Land and Water Fund grant to the Michigan Department of Natural Resources.

Adopted by the following vote:

Unanimously.

By Committees on Finance, Housing and Human Resources—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the City Demonstration Agency, has entered into non-expendable personal property continuing resolutions for the following:

- Project Listen (PN-10)
- Spanish Newspaper (PN-11)
- Legal Services (PN-13)
- Spanish Radio (PN-34R)
- Indian Center (PN-38)
- P.R.I.C.E. (PN-50)
- Career Education (PN-60)
- Boy Scouts (PN-66); and

Whereas, the City of Lansing has, from time to time, entered into non-expendable personal property contracts for certain services with these projects; and

Whereas, the City of Lansing, through the Human Resources Department as successor to the City Demonstration Agency, desires to extend the use of equipment purchased with Model Cities funds to insure the continuity of these previously contracted services; now, therefore, be it

Resolved, that use of this non-expendable personal property is hereby extended from December 15, 1975 to January 15, 1976 with Model Cities funds through the Human Resources Department so that continuity of services can be maintained.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

That the appointment of Janette Henderson as City of Lansing citizen representative to Tri-County Regional Planning Commission for a term expiring April 30, 1976, be approved.

Adopted by the following vote:

Unanimously.

By Committee on Personnel—

Resolved by the City Council of the City of Lansing:

That effective December 15, 1975, the City Personnel Director is authorized and directed to effect the following changes within the Building Department Section of the Classification and Compensation Plan:

I—Delete one Housing Inspector V position.

Reclassify Asst. Bldg. Comm. VIII to Asst. Bldg. Comm. IX.

II—Reclassify one Clerk II position to Housing Clerk III.

III—Reclassify one Clerk IB position to Clerk II.

IV—Reclassify one Heating and Refrigeration Inspector VA position to Mechanical Inspector VI.

V—Reclassify two Housing Inspector V positions to Senior Housing Inspector VI.

VI—Reclassify one Electrical Inspector VIIA position to Electrical Inspector VIII.

VII—Reclassify one Plumbing Inspector VIIA; one Heating and Refrigeration Inspector VIIA; and one Plan Checker VIIA position to the VIII level classifications contingent upon the incumbents successful

completion and certification of the International Conference of Building Officials requirements for such specific certification. This action is being taken in conformance with the City's Productivity and Reclassification Policy Section VI of the Classification and Compensation Plan with a net annual resultant savings of \$9162 per fiscal year.

Adopted by the following vote:

Unanimously.

By Councilman McKane—

Resolved by the City Council of the City of Lansing:

Whereas, Senate Bill No. 580 has been introduced to amend the general property tax; and,

Whereas, this amendment would suspend any increases in the assessed evaluation of properties providing the yearly expenditures for maintenance or repairs to the property do not exceed \$3,000 in any tax year; and,

Whereas, this amendment further provides that the cash value of the property improvements shall not be increased for a period of 5 years after completion of the maintenance or repairs beginning the first tax year after completion and the maintenance or repairs may be designated on the assessment roll, and if so designated the property shall not be included in any equalization while the exemption is in effect; and,

Whereas, this amendment to the General Property Tax Act could provide the necessary incentives to property owners to undertake repairs and maintenance activities as a result of the Housing and Community Development Act Program;

Now, Therefore, Be It Resolved that the City Council of the City of Lansing concurs in the intent of the amendment as written and believes that the passage of this amendment could be the proper encouragement for property owners to incur expenses in making property improvements as a result of actions which municipalities may take as a result of the Housing and Community Development Act; and,

Be It Further Resolved that this Resolution be sent to the proponents of Senate Bill 580, the Lansing Legislative Caucus and the Senate Committee on Taxation.

Adopted by the following vote:

Yeas: Councilmen Belen, Blair, Brenke, Ferguson, Gunther, May, McKane—7.

Nays: Councilman Anas—1.

By Committees on Planning, and Public Service and Highways—

Resolved by the City Council of the City of Lansing:

P-5-72

Sunset Hills No. 10

Final Preliminary Plat

Whereas the application has been filed for the final approval of the Preliminary Plat of Sunset Hills No. 10; and

Whereas the Planning Department, in accord with Section 37-38 of the Subdivision Control Ordinance, has reviewed this application and recommends approval thereof; and

Whereas the Planning Committee of City Council and the Public Service and Highways Committee of City Council have reviewed this application and the report of the Planning Department and concur therewith;

Now, Therefore, Be It Resolved that the Preliminary Plat of Sunset Hills No. 10 be approved subject, however, to all of the conditions set forth by the City Council at the time of tentative preliminary approval.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

SUP-15-75

133 Woodlawn Avenue

More particularly described as:

Lot 30, Johnson's Addition, City of Lansing, Ingham County, Michigan.

Whereas, pursuant to Section 36-42 (11) of the Zoning Code, an application was filed by Raymond Kacir for approval for a Special Use Permit for the New Way In, a community residential treatment center for sixteen (16) young men; and

Whereas the Planning Board has reviewed the request and recommended that the Special Use Permit be denied; and

Whereas, the Planning Committee of Council, to whom was referred the report of the Planning Board, concurs therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing denies this Special Use Permit for the above described property.

Adopted by the following vote:

Unanimously.

ZONINGS

By Councilman Gunther—

Whereas, by petition duly filed on the 6th day of October, 1975, this council was petitioned to change the following described property from "A" One Family Residence District to "D-1" Professional Office District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 8th day of December, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-48-75 — 3225 Aurelius Road,

more particularly described as:

Commencing at the northwest corner of Section 35, T4N, R2W, thence south along said west line of said Section 7 170 feet; thence east perpendicular to said west line 400 feet; thence north parallel to said section line 770 feet; thence west 400 feet to the place of beginning. Section 35, T4N, R2W, City of Lansing, Ingham County, Michigan,

from "A-1" Family Residential District to "D-1" Professional Office District,

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised the City Council to approve this request providing that both sanitary and storm sewers are available to serve this site prior to development; and

Whereas the Planning Committee of Council, to whom was referred the report of the Planning Board, concurs therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "A-1" Family Residential District to "D-1" Professional Office District be approved, providing that both sanitary and storm sewers are available to serve this site and, provided further that the land is subdivided in accord with the Michigan State Plat Act and the Lansing Subdivision Regulations.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 20th day of October, 1975, this council was petitioned to change the following described property from "J" Parking District to "F" Commercial District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 8th day of December, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-53-75 — 3007 North East Street,
more particularly described as:

Lots 4, 5, 6, and 7, Supervisor's Plat of Community Home Sites, City of Lansing, Ingham County, Michigan,

from "J" Parking District to "F" Commercial District.

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised the City Council to approve this request, providing that before the issuance of Occupancy Permits for any new addition that a landscape, screening, and fencing plan be submitted to, and approved by, the Planning Department; and

Whereas the Planning Committee of Council, to whom was referred the report of the Planning Board, concurs therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "J" Parking District to "F" Commercial District be approved; and

Be It Further Resolved that before the issuance of Occupancy Permits for any new addition that a landscape, screening, and fencing plan shall be submitted to, and approved by, the Planning Department.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

NOTICE OF INTENT RESOLUTION City of Lansing Counties of Ingham, Eaton and Clinton

Minutes of a Regular Meeting of the City Council of the City of Lansing, Counties of Ingham, Eaton and Clinton, Michigan, held in the City Hall in said City, on the 15th day of December, 1975, at 7:30 o'clock p.m., Eastern Standard Time.

Present: Councilmen Anas, Blair, Brenke, Belen, Ferguson, Gunther, May, McKane—8.

Absent: None.

The following preamble and resolution were offered by Councilman Gunther and supported by Councilman Belen:

Whereas, the City Council of the City of Lansing, Counties of Ingham, Eaton and Clinton, Michigan, intends to authorize the issuance of City Utilities System Revenue Bonds, pursuant to Act 94, Public Acts of Michigan, 1933, as amended, in an amount not to exceed Twelve Million (\$12,000,000) Dollars, for the purpose of paying the cost of acquiring and constructing improvements to the Utility System of the City for water supply, electric light and power, steam and steam heat, and

Whereas, a notice of intent to issue bonds must be published before the issuance of the aforesaid bonds in order to comply with the requirements of Section 33 of Act 94, Public Acts of Michigan, 1933, as amended;

Now, Therefore, Be It Resolved That:

1. The City Clerk shall publish a notice of intent to issue bonds in The State Journal, a newspaper of general circulation in the City of Lansing, and that newspaper which Council has determined has the greatest circulation in Lansing, as a display advertisement of at least one-quarter page in size.

2. The notice of intent shall be in substantially the following form:

NOTICE OF INTENT TO ISSUE BONDS TO ELECTORS OF THE CITY OF LANSING AND THE USERS OF THE CITY'S WATER, ELECTRIC, STEAM AND STEAM HEAT UTILITY SYSTEM (THE LANSING BOARD OF WATER & LIGHT) AND NOTICE OF RIGHT OF REFERENDUM

PLEASE TAKE NOTICE that the City Council of the City of Lansing intends to issue revenue bonds of the City pursuant to Act 94, Public Acts of Michigan, 1933, as amended, in an amount not to exceed Twelve Million (\$12,000,000) Dollars, for the purpose of paying part of the cost of acquiring and constructing improvements to the (Board of Water & Light) Utility System of the City for water supply, electric light and power, steam and steam heat.

SOURCE OF PAYMENT OF BONDS

Said bonds shall be payable solely from revenues received by the City (Board of Water & Light) from the operations of the City Utilities System, said revenues to consist of charges for the water, electric and steam services of the System. A schedule of said charges is presently on file in the offices of the City Clerk and of the Board of Water and Light. Said charges may be revised from time to time by the Board of Water and Light, in order to provide sufficient revenues for the payment of expenses of operating and maintaining the System and to pay interest on and the principal of said bonds, bonds already outstanding and other required expenditures.

BOND DETAILS

Said bonds will be payable in annual installments not to exceed thirty (30) in number and will bear interest at not to exceed 10% per annum (or such higher rate as may be permitted by law) on the balance of the bonds from time to time remaining unpaid.

RIGHT OF REFERENDUM

THIS NOTICE is given pursuant to the requirements of Section 33 of Act 94, Public Acts of Michigan, 1933, as amended, which does not require an election to authorize the issuance of bonds unless a petition for referendum signed by 10% of the registered electors of the City, or 15,000 persons whichever is lesser is presented to the City Clerk within 45 days from the date of publication hereof. If such a petition is filed, the bonds may not be issued until approved by a majority vote of the electors of the City voting on the question.

Additional information may be obtained from the City Clerk or Board of Water and Light upon request.

THEO FULTON,
City Clerk.

3. The City Council determines that the foregoing form of notice of intent to issue bonds and the manner of publication directed is adequate notice to the electors of the City and is well calculated to inform them of the intention of the City to issue bonds, and the right of referendum of the electors with respect thereto under all of the circumstances, and that the provision of forty-five (45) days within which to file a referendum petition is necessary and adequate to insure that the City's electors may exercise their right of referendum with respect to the bonds.

4. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

Yeas: Councilmen Anas, Belen, Blair, Brenke, Gunther, Ferguson, May, McKane—8.

Nays: None.

Resolution declared adopted.

THEO FULTON,
City Clerk.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$7,742,951.31.

Signed:

JOHN T. ANAS,
TERRY J. MCKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
JAMES D. BLAIR,
Committee on Finance.

Adopted by the following vote:

Unanimously.

INTRODUCTION OF ORDINANCE(S)

The following ordinance(s) of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by:

Adding an Article to Chapter 36 to be numbered IX and by adding sections numbered 30-90 through 36-92 inclusive (Downtown Development Authority).

Articles of Incorporation under provisions of Act No. 327 of Public Acts of 1931 as amended Act 284, Public Acts of 1972 as amended and Act No. 338 of Public Acts of 1974 (The Economic Development Corporation of the City of Lansing).

was introduced by Councilman Belen, read a first and second time by their title(s) and referred to the Committee on Ordinance and Contracts.

By Councilman Gunther—McKane—

Resolved by the City Council of the City of Lansing:

That the rule prescribed in Sec. 5.5 (g) of the Charter relative to considering business on the agenda, be waived.

Carried.

By Committee on Personnel—

Resolved by the City Council of the City of Lansing:

Whereas, pursuant to Ordinance 373 the Director of the Planning Department has designated Michael Gillison, Zoning Inspector as the person responsible for affixing violation notices on motor vehicles, trailers or watercraft parked or placed in violation of said ordinance; and

Whereas, City Council has found such personnel are of suitable capacity;

Now, Therefore, Be It Resolved that Michael Gillison is hereby authorized to affix violation notices on motor vehicles, trailers, or watercraft found placed or parked in violation of Ordinance 373.

Adopted by the following vote:

Unanimously.

By Committee on Public Safety—

Resolved by the City Council of the City of Lansing:

Whereas, it is desirable in the interest of public health and safety to provide and be provided with extra territorial fire fighting assistance in the form of mutual aid between the city and other Michigan governmental subdivisions; and

Whereas, the rendering of such aid is authorized by State law and acknowledged as applicable to Lansing as a Home Rule City in the City Attorney's opinion, OCA, 1975, No. 75-52 (July 8, 1975); and

Whereas, in the opinion of the Lansing Fire Board, the Chief, and in his absence the Assistant Chief, should be invested with the authority to in his discretion decide when such assistance is necessary to be given; Now, Therefore, Be it

Resolved, the Chief of the Fire Department or the Assistant Chief, when the Chief is not available, may order, when in his judgment it seems necessary, any apparatus of the Fire Department to respond to a fire beyond the Fire Department's limits, and further, may request on behalf of the City of Lansing, when in his reasonable judgment it is necessary for the sufficient fire protection of the City, fire assistance from any other Fire Departments of Michigan governmental subdivisions; and Be It Further

Resolved, the Fire Chief, although being authorized to render and request such extra territorial assistance, shall not enter into any formal binding contract for such mutual aid assistance for the reason said authority to contract is the sole province of City Council.

Adopted by the following vote:

Unanimously.

John Tellier, 129 E. Elm Street, read letter relative to flouride in water and presented letter from Margaret Farmer, 123 E. Elm St. relative to same.

Iva Whitmore, 120 Isbell, spoke relative to trash cans being taken by rubbish collectors.

Wayne Schmidt, 226 S. Hayford St., spoke relative to Michigan Avenue bridge.

Lingg Brewer, 1513 E. Oakland, a County Commissioner, spoke.

Martha Johnson, 424 River St., spoke relative trash pick-up in her area; also the 1962 council going against the 1963 advisory vote relative to placing flouride in the water.

Council adjourned at 9:10 P.M.

THEO FULTON,
City Clerk.

Lansing, Michigan

B/S

CITY CLERK'S OFFICE

Room 921, City Hall
Lansing, Michigan 48933

BULK RATE

U. S. POSTAGE

PAID

Permit No. 1461
Lansing, Michigan

Address Correction Requested

1065

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, December 22, 1975

CITY COUNCIL ROOMS

Lansing, Michigan
December 22, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Anas, Belen, Blair, Brenke, Ferguson, Gunther, May—7.

Absent: Councilman McKane—1.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Belen.

Pledge of Allegiance was given by Beth Steadman, Club Coordinator for Waverly Jr. High School.

The record of the previous session was approved as printed.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

DRAY LICENSE — Dave's Moving Service.

ELECTRICAL CONTRACTOR — Kredo Electric, Inc.

PUBLIC DRIVERS — Harold S. Weaver, Victor K. Fitting, Joseph H. McCook, Clyde Larry Collins, Gary Ralph Boyce.

Referred to Committee on Ordinance and Contracts.

Claim filed by William Pultusker, Atty., for Rolene K. Berg for damage to her car due to hole in street.

Referred to City Attorney and Public

Service Department.

Petition filed for rezoning:

Z-63-75—

Lot 71 and South 23 ft. of Lot 72, East 26.5 ft. of Lot 30, also commencing Southwest corner of Lot 72, thence West 130 ft., North 23 ft., East 130 ft., South to beginning, City of Lansing, Ingham County, Michigan, from "A" One Family Residence District to "C" Two Family Residence District — (3120 Ellen St.)

Referred to Planning Board.

Request from Black Student Delegates of Lansing Community College for special 24-hour liquor permit for January 24, 1976, at Michigan National Guard Armory.

Referred to Committee on City Affairs.

Request from Larry Dodds to place an antique carousel in downtown area.

Referred to Committee on City Affairs and Washington Avenue Mall Committee.

Letter from Richard M. Bair offering City property at 1134 West Washtenaw St.

Referred to Committee on Buildings and Properties.

Letter from Sexton High School and Orchestra Parents Association in regard to invitation they received from Lions of Mich. to attend the Lions International Convention in Honolulu, Hawaii.

Referred to Committee of the Whole.

Letters from Norman C. Farhat, Atty., to Councilman Blair in regard to request of William Warner for easement across park property in Marscot Meadows.

Referred to Committee on Parks and Recreation.

REPORT OF COMMITTEES

The Committee on ORDINANCE AND CONTRACTS approves the following applications and bonds for licenses:

DRAY LICENSE — Dave's Moving Service.

ELECTRICAL CONTRACTOR — Kredo Electric, Inc.

PUBLIC DRIVERS — Harold S. Weaver, Victor K. Fitting, Joseph H. McCook, Clyde L. Collins, Gary R. Boyce.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the Ordinance of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by adding an Article to Chapter 36

to be numbered IX and by adding sections numbered 30-90 through 36-92 inclusive (Downtown Development Authority), reports as follows:

That said ordinance be approved as amended.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on CITY AFFAIRS, to whom was referred the request of Black Student Delegates of Lansing Community College for permission to serve alcoholic beverages on January 24, 1976, at Michigan National Guard Armory, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred the rezoning petition Z-57-74—3900 blk. Burnaway Dr., and 4500-4600 S. Waverly Rd., reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

City Treasurer submits report on condition of funds in the treasury as of November 30, 1975.

Received and placed on file.

December 18, 1975

Honorable Mayor and Members
of the Lansing City Council

Dear Mayor and Council:

Several councilmen have recently informed me that a concerned downtown businessman referred them to a December 12, 1975, article in the Wall Street Journal entitled Mr. Rockefeller's Progeny. Others have evidenced their concern that the proposed Downtown Development Authority would result in Lansing becoming involved in the same financial chaos that presently troubles New York City, since a "vote of the people" would not be necessary to sell Downtown Development Authority bonds. I have prepared the following analysis for your consideration.

The Wall Street article was primarily directed at the Housing Finance Agency, a New York State authority established in 1960 to market tax exempt bonds for construction of mortgages on "social projects," which were too risky for private capital. These bonds were not subject to a vote of the people. The bonds were backed with the full faith and credit of the authority and backed by the "moral obligation" of the State of New York and revenues of projects funded. The Wall Street article notes that eventually the Housing Finance Agency acquired \$5.7 billion dollars in assets, for such diverse projects as university buildings, hospitals, clinics, and a variety of housing projects.

The Wall Street Journal further noted that the Housing Finance Agency became financially over extended and is bordering on a default which would probably require a State bail out, contrary to representations made by Governor Rockefeller's administration.

Downtown Development authorities authorized pursuant to 1974 PA 197 are significantly different from the New York Housing Finance Agency and substantially less susceptible to financial abuse.

Initially it should be noted that a Michigan Downtown Development Authority has five means of raising funds that are governmental in nature:

- 1) A two mill tax may be levied in the Downtown District;
- 2) Tax anticipation notes may be sold in anticipation thereof;
- 3) Revenue bonds may be issued to be retired from monies collected from projects constructed from revenue bond proceeds;

4) Revenue bonds may be issued as above and backed by the full faith and credit of the City;

5) General obligation bonds of the City may be issued and retired pursuant to a tax increment financing plan imposed on the area to be developed.

The Downtown Development Authority is single purpose, limited to a relatively small area of one city and maximizes citizen participation in all financing aspects. All financing plans must originate with a local board from within the downtown area. Each financing plan must be approved by the City Council. Further, if the financing plan involves any of the bonding alternatives (3, 4 or 5 above) the City Council must hold a public hearing after notifying in writing all property owners in the Downtown Development Area, and posting and publishing other notices. Under Michigan law each of the types of bond issues in 3, 4 and 5 is subject to a referendum by the people.¹ I believe the foregoing demonstrates that a Michigan Downtown Development Authority is totally unlike the New York Housing Finance Agency which is statewide, serves a multitude of agencies with no local control.

Moreover, Section 17 of 1974 PA 197 provides that a detailed plan that sets forth all economic projections, an estimate of the development costs, proposed method(s) of financing, a description of the development area and an analysis of the location, character and extent of any contemplated improvements to be undertaken be prepared by the Downtown Development Authority prior to requesting the City Council for authority to issue bonds. Once this information is compiled for the governing body, i.e., the Lansing City Council, before adopting an ordinance approving a development plan with these elements must hold a public hearing, providing adequate public notice. Only then can the City Council, in its sole discretion, approve or reject the plan. However, even after these extensive safeguards have been negotiated to the City's satisfaction, the Municipal Finance Commission must still approve any bonding proposal. This system of checks and balances can be dramatically contrasted with the independence of the New York Housing Finance Agency, which had autonomous powers for bonding.

¹See MCLA 141.133 regarding revenue bonds and MCLA 117.5 for general obligation bonds of a Home Rule City.

The Journal appears to conclude that the Housing Finance Agency has been misused as a political tool by both Republicans and Democrats and that therein lies the inherent defect in all projects which utilize publicly raised monies to undertake "good works." No one can insure that the best designed governmental structure won't be perverted for political or private ends. However, the Downtown Development Authority structure maximizes the opportunity for public inspection, criticism and referendum. Certainly an alert concerned citizenry could if it wished defeat any bonding proposal.

Certain persons have evidenced a concern that monies backed by the full faith and credit of the City of Lansing will be utilized for essentially private purposes, for example to renovate the Olds Plaza or to build the proposed Spira Mart. The Act would appear to allow this type of activity. Certainly a strong argument can be made that the revitalization of the downtown area by the reconstruction of existing hotel facilities or new ones serves a public purpose. It can create jobs and improve our tax base by assisting in preserving Lansing as a convention city, by drawing people to the downtown area, for shopping and the use of restaurant facilities and it prevents the further deterioration of the central city in the classic sense of urban decay. The same considerations have led the City Council and the State Legislature to provide various forms of tax incentives to industries in this community to assist in their rehabilitation and expansion. However, before these concepts are turned into financial realities, they will have to undergo test litigation all the way to our State Supreme Court. While I do not perceive that as being an unduly long process, I do perceive it as being one which is meaningful and designed to insure that these projects are ones which benefit the public welfare. In any such case the exact financing vehicle and its purposes would have to be well articulated not only in the public forum before the Council but under the close scrutiny of the Michigan Court system.

Certainly the Downtown Development Authority could utilize the various revenue bonding proposals for the construction of classic public improvements in the downtown area without test litigation. Similarly, the two mill tax which could be spread in the area could be used to finance improvements in the area.

If I may be of further assistance, please contact me.

Respectfully submitted,

PETER HOUK,
City Attorney.

Referred to Committee of the Whole.

December 17, 1975

To the Honorable Mayor

and Members of the Council

Gentlemen:

I am hereby submitting special assessment Roll No. 238, the final cost, for the purpose of constructing the necessary storm and sanitary sewers, curb and gutter and the widening of East Miller Road from South Cedar Street to South Pennsylvania Avenue.

To be Assessed	\$ 31,515.00
City Share	11,504.77
Widening	116,582.48*
	<hr/>
	\$159,602.25

*City's share of widening:

\$70,850.00 Federal Aid

45,732.48 Act. 51

Respectfully submitted,

PAUL S. CREEVY,
City Assessor.

Received and placed on file.

Honorable Mayor and City Council

City Hall Building

10th Floor

Lansing, Michigan

Gentlemen:

The final cost on the following widening project has been determined to be as follows. Estimated costs are in parenthesis.

Account No. 801-936-000-974.238—
Miller Road Widening

City Share (Widening)

No. 202-458-974.02

\$ 45,732.48 (\$ 39,485.00)

Federal Aid

70,850.00 (70,850.00)

City Share (Curb & Gutter)

No. 202-458-974.02 2,328.95 (2,550.00)

Parks & Recreation—Inter Dept.

Billing 12-15-75 1,607.49

Assessed (Curb &
Gutter)

6,915.00 (6,915.00)

City Share (Storm)

No. 101-936-615-973

3,814.12 (840.00)

Assessed (Storm)

21,060.00 (21,060.00)

City Share (Sanitary)

No. 590-536-619-974

4,254.21 (2,760.00)

Assessed (Sanitary)

2,760.00 (2,760.00)

(Stub)

780.00 (780.00)

\$159,602.25 (\$148,000.00)

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Received and placed on file.

December 18, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is a proposed contract agreement between the Michigan State Highway Commission and the City of Lansing for the reconstruction of Hwy M-99 from ap-

proximately 450 feet south of Victor Street northerly to Moores River Drive, exclusive of the storm sewer which is provided for within Contract 72-1124 dated November 8, 1972, under Control Section 33011-00434 (75-2033).

The cost to the City of Lansing is estimated to be \$210,274.00.

I would recommend approval of this contract agreement.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

December 18, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is a proposed contract agreement between the Michigan State Highway Commission and the City of Lansing for the Installation of Overhead Height Detection and Warning System, located on S. Pennsylvania Avenue at the Grand Trunk Western Railroad Underpass, and known as Contract ROS 33006—Job No. 08723 A, Federal Project ROS 2003 (001) Item 6.

The cost to the City of Lansing is estimated to be \$10,348.00.

I recommend approval of this contract agreement.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

December 18, 1975

Mayor Gerald Graves and

Members of City Council

City of Lansing

Subject: Additional funds for Ice Rinks.
Gentlemen:

It is almost time to begin making ice rinks for recreational skating. In the current budget funds were appropriated in the amount of \$13,732. This is only enough money to prepare and open the following four rinks for an estimated 18 day season.

Quentin
Comstock
Sycamore
Pleasant View

In order to open the same rinks we had last year we will need an additional \$14,000. This would allow us to prepare and open five more: Gier, Bancroft, St. Joe, Everett and Wainwright. We can operate any combination at approximately \$3500/rink.

Since recent experience indicates we should begin during the first week in January your prompt attention to this request will let us begin preparations.

I will be glad to discuss the subject at your convenience.

Sincerely,

THEODORE J. HASKELL,
Director of Parks and
Recreation.

Referred to Committee on Parks and Recreation and Committee on Finance.

December 18, 1975

Honorable Mayor and

Members of City Council

City of Lansing, Michigan

Re: Kingsley Place Site Development

Gentlemen:

We are recommending that the firm of Grabels, Mills and Young be contracted to develop a revised master plan with budgetary cost estimates for the site at Kingsley Place.

Grables, Mills and Young was the firm which prepared the original Master Plan for the entire Kingsley project. The cost of this service is not to exceed \$8,000.00.

We are requesting your approval and authorization to prepare a professional service agreement.

Sincerely,

THEODORE J. HASKELL,
Director of Parks and
Recreation.

Referred to Committee on Parks and Recreation.

December 18, 1975

Mayor Graves and Fellow

Council Members:

At the present time, the City of Lansing is one-half of the way into our first Community Development Program year. During my tenure on the City Council, I have always attempted to maximize the use and impact of federal dollars in the City of Lansing, where these uses were compatible with overall City objectives. Undoubtedly, the Community Development Program provides an excellent tool for the City to address the pressing problems of housing deterioration and decline of our innercity residential neighborhoods. I have great hopes for the potential benefits that an efficient and effectively administered Community Development Program can bring to all of the citizens of Lansing. However, I

have seen the emergence of several distressing factors which I feel I must bring to the attention of the Mayor and members of the City Council so that the full opportunities this program can provide to the City of Lansing are actualized and do not become simply hollow promises of bygone time.

In the recommendations received from the Planning Board dated November 20, 1975, the Planning Department staff suggested that approximately 1.5 million dollars will be left unexpended at the end of the current fiscal year on June 30, 1976. This sum of money is approximately 1/3 of the total grant the City of Lansing receives from the federal government for our first program year. This occurrence is distressing to me because I recognize that such a large residual balance in our grant will mean that projected activities and projects that we hope to accomplish during this fiscal year will remain uncompleted. It is not necessary for me to expand upon the ramifications that delays can cause in increased construction costs for the multitude of physical activities that we had hoped to initiate this year. In certain instances, there are valid reasons for the delay that is attendant to the initiation and commencement of any federal program, particularly one of this magnitude. However, it is inconceivable to me that alternative projects have not been prepared by the Office of Community Development Management that correspond with the Program Objectives as well as the Neighborhood Development Areas and Target Areas, to expeditiously initiate alternative activities that would not require extensive leave time. This responsibility is specifically delegated to the Executive Assistant for Community Development Management in Section 2A-13. This section requires the Executive Assistant to periodically recommend to the Mayor and City Council modifications of services to be performed under approved contracts or projects and necessary budget modifications which the Executive Assistant deems necessary from the initial recommendations prepared in the plan or application. I would anticipate that the Executive Assistant would utilize this authority to propose alternatives between the time when the formal application is submitted and the process of actual events would dictate that alternative measures be studied and implemented.

For example, on October 27, 1975, I recommended to the City Council a comprehensive program for public improvements to the North Lansing commercial area and riverfront area which would provide an opportunity for a dramatic commitment by the City to assist the struggling property owners of this area. Each of us is aware of the outstanding progress the North Lansing Community Association has made over the past several years to instill a spirit of cooperation and enthusiasm among the residents of the area. My proposal offered a chance to effect a minor modification in the current CD plan and channel approximately \$200,000 or 4% of the total grant into a construction and physical improvement project which could be initiated in the upcoming spring of 1976. Rather than seize upon this opportunity for

a decisive course of action, various departments and administrators in City Hall, and even members of the City Council, have attempted to find reasons why such a project cannot be done instead of reasons for achieving an overall desirable objective. I trust that a more open mind will be presented by the new Council to the contingencies which develop in an actual course of events versus the planned activities which we have every intention of accomplishing, but may be unable to do so. Therefore, I would like to recommend to the City Council that a policy be enacted relative to fiscal year 1977 CD programs or projects which would require this type of contingency planning. More specifically, I would suggest that upon a date certain, if certain spending levels are not achieved as determined by the Executive Assistant for Community Development Management, each implementing department be directed to submit alternative project recommendations to the City Council. The Council should request the Executive Assistant to develop these modifications with the implementing departments into an alternative program recommendations to the currently approved plan from which the City Council can select the most desirable for immediate enactment. The development of this contingency planning should be started immediately to insure that a crash program of careless spending will not result with these tax dollars to the detriment of a well thought out plan for the citizens of Lansing. It should be ready for implementation as soon as the Council becomes aware of excessive residuals.

The City Council, by identifying these contingencies immediately and instructing the CD Management Office to start environmental review processing for project level activities, can insure that needless delay will not be incurred if a contingency need be revoked because of delays in implementation of the housing and public improvement program for the City of Lansing. The overall purpose of this communication is to outline an alternative for the City Council to consider in developing a sound policy-management capacity for the Community Development program. Although these are federal funds, it is needless to restate that they come from the citizens of Lansing and they should be treated with the same deference and care that is extended to the general fund money paid directly to the City of Lansing.

Sincerely,

JOEL I. FERGUSON,
Councilman-at-Large,

Referred to Committee on Housing and Human Resources.

December 22, 1975

Mayor Pro-Tem Jack Gunther and

Members of City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Mayor Pro-Tem and

Members of City Council:

Section 8 (Budgetary Duties) of Article III (Office of Community Development; Executive Assistant to the Mayor for Community Development), Chapter 2A of the Lansing Code, states as follows: "The Executive Assistant shall prepare and submit to the Mayor for each program year a proposed Community Development budget. The Mayor may convene the budget review committee to review such budget proposal. No later than the third Monday after receiving the Mayor's recommendations, the Council shall place on file in the Clerk's Office a proposed Community Development budget. The Council shall schedule a public hearing on its proposed budget no earlier than one week after having placed its proposal on file with the Clerk."

In accordance with the above requirements and the Fiscal Year 1977 Community Development Planning and Budget Process Schedule adopted by the Lansing City Council, I am presenting for your consideration my recommendations for the Community Development Budget in the second program year.

The attached project budget supports program recommendations adopted by the City Council on December 15, 1975, in the total amount of \$6,582,000.

This report on my budgetary recommendations is divided into three sections:

- a. Section I—Budget Summary
- b. Section II—Administrative Budget
- c. Section III—Project Budgets

The tables provided in this report and the supportive data provides all of the information necessary in consideration of the various elements contained in the total recommended budget. They are self-explanatory and there is no need for me to go into any detail, however, I would like to point out several items.

Planning Board recommendations were based upon anticipated carry over funds from Program Year 1976. The budget proposed reflects changes in activities for carry over funds which may necessitate an immediate program year amendment, IF H.U.D. allows the City to carry over unspent and uncommitted FY 76 funds.

It is likely that unspent funds committed in FY 76 will be used to continue projects started in FY 76 and will not be a consideration in the FY 77 Plan.

Various departments/offices requested equipment and office furniture in FY 77. Most of the requirements reflect equipment and furniture needed as a result of the plan to move the W. T. Grant building early next year. Therefore, I have deleted such items from this budget and recommend that necessary purchases be made between now and the move with current funds in this year's program. Funds are available for this in the C.D. General Administration rent account for \$75,000 which was excessively over estimated by approximately \$35,000.

Under Public Improvements, the line item "Target Area Improvements" was not ad-

ressed in the original C.D. grant. It is my understanding that this money will be used in support of areas peripheral to the development areas. Census Tract 12 has been removed from the plan in respect to Public Improvements activities.

The Commercial Loans and Grants Program has been expanded to include Census Tracts 4, 5, and 10.

It has become necessary to expand the statements of needs in the 1977 program for Human Resources type projects due to continuing former Model Cities projects. Such needs were not expressed in the original C.D. application. H.U.D. has indicated that the Model Cities program would not be continued beyond its Fifth Program Year unless projects specifically tied into supporting the Housing Strategy under the new Housing and Urban Development Act. The Secretary of the U.S. Department of Housing and Urban Development recently stated that it is intended that all activities specifically support target areas identified in a housing strategy to contain the spread of blight.

City Council has elected to continue several former Model Cities projects with Community Development funds. Those being considered in this report are, the Lansing Model Cities Federal Credit Union, Youth Development Corporation, Comprehensive Drug Treatment, H.A.F.C.R.C., Northside Athletic and Recreation Club and Y.W.C.A. projects which were all listed as continuation projects in the current year application. The statements of needs will be more specifically defined in the future since the Planning Department is preparing the documentation as a result of an actual assessment survey.

I point out that City Council did not provide for funds in their program recommendations for the H.A.F.C.R.C., Northside Athletic and Recreation Club, and Y.W.C.A. projects. The Human Resources Department has included as part of its project proposals the aforementioned projects with zero funding. The establishment of these programs as part of the grant will offer some flexibility should residual funds be left over from program year 1976 if Council desires to implement these projects once again.

A review of the evaluation reports in respect to the services being delivered by the Human Resources Department, will point out most vividly to you that many of the services that are being delivered in this year's program are being delivered outside Census Tract Target Areas. It has been pointed out by the Human Resources Department director that it is necessary to provide human services to individuals and families in public housing complex areas throughout the City to insure continued progress in socio-economic improvements to prevent individuals and families from having to return to the blighted areas they formerly resided in. Therefore, the "public housing areas" noted in FY 77 project proposals made by the Human Resources Department do not appear in the previous year's plan.

After a review of the home addresses of Human Resources Department's clients, being served this year. Mrs. Warr, Director, Human Resources Department, has stated that her intent in adding the "public housing areas" words to the Individuals/Units to be served portion of the Project Proposal format was to include the major public housing complexes throughout the City, excluding single family units.

There is a question as to whether or not the U.S. Department of Housing and Urban Development will allow these services to be provided outside Neighborhood Development Areas, which are not directly in support of N.D.A.'s, however, unless this change is made in next year's plan, we will need to make major modifications in the Human Resources Department delivery of services. Current evaluation reports reflect that a large percentage of the Human Resources Department agency clients are outside of the current target areas, many are in the "Public housing areas." We will attempt to get H.U.D. concurrence in accepting this approach.

The Alternative Education Project is the only new project not previously funded by the Community Development Program or the City Demonstration Agency.

Had I made the program recommendations for the Community Development Program in Fiscal Year 1977, they would not have been the same as adopted by the City Council. You have departed from the major thrust of our original plan. In any event, I strongly recommend that the following items be adopted as a matter of policy by City Council during the implementation of the Community Development Program in Fiscal Year 1977:

a. To the maximum extent possible, stick to the plan that you are going to be adopting with these program recommendations. If you don't like the plan, change it now. Departures from an approved plan only delays and complicates implementation.

b. Funds set aside for contingencies should be used according to the following priorities and order of ranking:

(1) To provide matching funds for new programs that become available to the City of Lansing.

(2) Making up deficiencies for currently approved projects which were incorrectly estimated, or where costs have inflated to complete projects.

(3) Emergency type projects which necessitate an immediate resource of funds and qualify within the guidelines provided for Community Development activities.

It is unfortunate that after five years of operations, human services type projects cannot be evaluated accurately to determine specifically what they have accomplished and that we cannot accurately identify human needs throughout the City of Lansing. Consequently, it was necessary to make decisions relative to human services allocations which were not well founded.

An accurate assessment of the needs might point up the necessity for an increase in allocation of human services type activities, as well as a decrease.

The Director, of the Human Resources Department submitted Project Proposals based upon actual submission of proposals from currently funded deliverers of services, rather than just identifying projects. The presumption here is that the same agencies will deliver future services. Thus, the competitive proposal process has been effectively eliminated.

It is recommended that the expenditure of C.D. funds not be made for sewer separation if present sewers will be adequate for a sufficient number of years (10-20 years perhaps). To the maximum extent possible, C.D. funds should be used to visibly improve the living conditions and economic opportunities of the residents of this City in accordance with the primary objective of the C.D. program "to develop a viable urban community, including decent housing, and a suitable living environment; and expanding economic opportunities, principally for persons of low and moderate income."

I am pleased to report that the Planning Department has managed to cut a full month out of the Planning process for the Westside Development Area under the Community Development Plan for FY 76. Their target for completion of the plan is now February 1, 1976. Following the plan completion there are legal requirements under Act 344 which have to be met. This will require a thirty day notice of a public hearing on the plan before the City Council and provide for a ten day review by the Citizen District Council after the public hearing. It would mean that March 15, 1976 will be the date the plan could be formally adopted and execution could begin. This of course assumes that there will be no major political delays by the City Council.

During a C.D. progress meeting that I recently requested be conducted, it was reported that all departments are gearing up and getting ready to implement immediately all programs projected for execution in FY 76 as soon as funds are released by H.U.D. Indications are, that although our implementation of the FY 76 Plan has been slow, that our approach is superior in terms of concentrating improvements in given areas and having something visible and meaningful to show for the expenditure of these funds.

With the submission of this proposed Community Development budget to you on this date, we are back on course in accordance with the Fiscal Year 1977 Community Development Planning and Budget Process Schedule previously adopted by you. As indicated in the first paragraph of this letter, the City Council is required to review the Mayor's proposed C.D. budget and submit the proposed C.D. budget to the City Clerk by the third Monday after receiving the Mayor's recommendations which is January 5, 1976. Additionally, a public hearing should be scheduled on the proposed

C.D. budget not less than one week after placing it on file with the City Clerk. This public hearing should be conducted no later than January 26, 1976.

The planning and decision making processes followed in preparation of this budget departed from the Ordinance in that the City Council and Planning Board assumed the prerogative of the Office of Community Development and the Mayor by adopting activities and suggesting projects instead of directing its attention to "Program recommendations" as described in the Ordinance.

In the near future, I will be making recommendations to you for improving the planning procedures as detailed in the City Ordinance on Community Development. Citizen participation and City staff assets were not used as extensively as they should have been. In addition, the decision making process has to be based upon "cold, hard facts" rather than controversies with emotional involvement. We owe this to the taxpayers of this City.

If there is any question in this matter please contact my office.

Respectfully submitted,
GERALD W. GRAVES,
Mayor.

Referred to Committee on Housing and Human Resources.

December 18, 1975

Honorable Mayor Pro-Tem and
Members of the Lansing City Council
Tenth Floor, City Hall
Lansing, Michigan
Dear Mayor Pro-Tem and
Council Members:

Attached please find a copy of the information recently received by this office from the Lansing Tri-County Regional Manpower Administration detailing a summary of the supplemental modification to the Consortium Title II grant which incorporates the Public Works and Economic Development Act, Title X grant.

If you desire further information on this matter please contact my office accordingly.

Sincerely,
GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

December 18, 1975

Honorable Mayor Pro-Tem and
Members of the Lansing City Council
Tenth Floor, City Hall
Lansing, Michigan
Dear Mayor Pro-Tem and
Council Members:

Attached please find a copy of a letter recently received by this office from the Tri-County Emergency Medical Services Council requesting that local governments in the Tri-County area pass a Council Resolution requiring medical technicians to be approved by the Tri-County Council.

Additionally, I have attached a copy of the resolution language that has been recommended for your consideration.

Sincerely,
GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING RESOLUTIONS — YOU MAY SPEAK ONLY FOR 3-MINUTES ON ANY ONE RESOLUTION.

Ron Radaway, 130 N. Larch St., spoke on No. 16 on Passage of Ordinance relative Downtown Development Authority.

RESOLUTIONS

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That the proposed Contract between the Michigan State Highway Commission and the City of Lansing for the reconstruction of Hwy M-99 from approximately 450 feet south of Victor Street northerly to Moores River Drive, exclusive of the storm sewer which is provided for within Contract 72-1124 dated November 8, 1972, under Control Section 33011-00434 (75-2033), be approved, and

That the Mayor and City Clerk be authorized to sign this agreement upon certification of the City Controller as to the availability of funds, and after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That the proposed contract agreement between the Michigan State Highway Commission and the City of Lansing, known as Contract ROS 33006 — Job. No. 08723 A, Federal Project ROS 2003 (001) Item 6, for the Installation of Overhead Height Detection and Warning System, located on S. Pennsylvania Avenue at the Grand Trunk Western Railroad Underpass, be approved, and

That the Mayor and City Clerk be authorized to sign this agreement upon certification

tion of the City Controller as to the availability of funds, and after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing approved a contract with the Michigan State Highway Commission to provide for the acquisition of capital equipment and maintenance facility modernization for CATA; and,

Whereas, it has been determined that the existing CATA facility located at 240 Mill Street will not be modernized; and,

Whereas, the existing contract between the Michigan State Highway Commission and the City of Lansing called for the taking of bids for the purchase of buses and farebox and the purchase of maintenance equipment and facility modernization; and,

Whereas, that portion of the contract that pertains to purchase of maintenance equipment and facility modernization no longer applies;

Now, Therefore, Be It Resolved that the Mayor be directed to sign the contractual documents which reflect the deletion of maintenance equipment and facility modernization; and,

Be It Further Resolved that the Program Coordinator is authorized to submit these documents to the Michigan State Highway Commission.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and Properties—

Resolved by the City Council of the City of Lansing:

That the legal owners, Ceylene H. Davis and Rufus Riley, H/W, of the property located at: 1031 McCullough, did submit a written request to the Building Commissioner to demolish and remove the one (1) family fire damaged residence, fill and grade the site, and all costs to be applied to the property tax roll.

Whereas, Mrs. Ceylene H. Davis and Mr. Rufus Riley did state in their written request that they are aware of benefits that may be available to them through the Community Development to restore the subject residence,

That the Building Commissioner be authorized to proceed with the demolition of said structure and the Purchasing Agent to proceed with obtaining quotations for same.

Adopted by the following vote:

Unanimously.

By Committee on Buildings and Properties—

Resolved by the City Council of the City of Lansing:

Whereas, the Capital Area Transportation Authority has received a grant in the amount of \$1,703,320 for the purchase and remodeling of a new maintenance and office facility located at 4615 Tranter Avenue; and,

Whereas, the Capital Area Transportation Authority has determined that they no longer have a requirement for the property located at 240 Mill Street; and,

Whereas, the property located at 240 Mill Street is currently entitled to the City of Lansing; and,

Whereas, under the terms of the grant agreement between the Capital Area Transportation Authority and the Urban Mass Transportation Authority (UMTA) the appraised value of the Mill Street Property will be deducted, said appraised value to be an estimated \$160,000; and,

Whereas, the Capital Area Transportation Authority has by Resolution of December 10, 1975, requested the City of Lansing to pay to the Capital Area Transportation Authority 70% of the aforementioned appraised value or an estimated \$112,000; and,

Whereas, the payment of this 70% or an estimated \$112,000 will provide free and clear title to the City of Lansing to the property currently known as the CATA garage and located at 240 Mill Street; and,

Whereas, this free and complete title to the aforementioned property will thereby permit the City of Lansing to dispose of or utilize this property as the City may subsequently determine;

Now, Therefore, Be It Resolved that the City of Lansing will pay to the Capital Area Transportation Authority the sum of \$112,000 or 70% of the final appraised value, whichever is less, at the time of the sale of the Tranter Property to the Capital Area Transportation Authority; and,

Be It Finally Resolved that the Finance Director is directed to establish a special Mill Street Liquidation account totaling \$112,000 by transferring any residual balance from the Sign Shop Account 101-936-651-969 (Estimated to be \$37,000) with the remaining balance to come from the Building Reserve Fund Account 101-936-491-975 (Estimated to be \$75,000).

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Brenke, Ferguson, Gunther, May—6.

Nays: Councilman Blair—1.

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That, the request for the Board of Water & Light to vacate an easement on the following described property,

That part of the South 1537 feet of the Southwest $\frac{1}{4}$ lying East of Pennsylvania Avenue, extended, except M.C.R.R. right-of-way and except a strip of land 51.87 feet wide, parallel and adjacent to the West line of M.C.R.R. right-of-way, and except that part of the South 1537 feet of the Southwest $\frac{1}{4}$ lying East of M.C.-R.R. right-of-way, Section 27, T4N, R2W. Portion of easement to be vacated:

Water Line: On a line across said property from a point approximately 375 feet North along the West boundary line from the Southwest corner to a point approximately 470 feet North along the East boundary line from the Southeast corner, be approved, and

That, the Board of Water & Light have said vacation recorded with the Ingham County Registrar of Deeds office.

Adopted by the following vote:

Unanimously.

By Committees on Housing, Finance, and Human Resources—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, through the Lansing City Demonstration Agency and the New Way In, Incorporated have entered into a Contract effective from April 1, 1975 through March 31, 1976, for Sixty-Eight Thousand Nine Hundred Sixty-Eight and 00/100 Dollars (\$68,968.00) to provide a Crime Prevention program (PN-42); and

Whereas, the City of Lansing, through the Human Resources Department and the New Way In, Incorporated desire to amend said Contract budget according to the following revisions:

	From	To
Personnel	\$50,688.00	\$49,768.00
Professional Services	100.00	100.00
Travel	1,500.00	1,250.00
Occupancy	6,630.00	7,230.00
Consumable Supplies	8,160.00	8,375.00
Equipment	500.00	850.00
Other	1,395.00	1,395.00
	<u>\$68,968.00</u>	<u>\$68,968.00</u>

now, therefore, be it

Resolved, that the Mayor and City Clerk are hereby directed to sign said proposed Contract Amendment on behalf of the City of Lansing after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, January 1, 1976, is the first day of our nation's Bicentennial year; and

Whereas, the City of Lansing, City Council, and Mayor Graves extend the city's full cooperation in the celebration during this Bicentennial year;

Now, Therefore Be It Resolved that we, the City Council and Mayor of the City of Lansing request all City administrators, employees, elected and appointed, officially to cooperate fully and lend their support to the City of Lansing Bicentennial Commission.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

NOTE RESOLUTION City of Lansing Counties of Ingham, Eaton and Clinton

Minutes of a regular meeting of the City Council of the City of Lansing, Counties of Ingham, Eaton and Clinton, Michigan, held in the City Hall in said City on Monday, December 22, 1975, at 7:30 o'clock p.m., Eastern Standard Time.

Present: Councilmen Anas, Belen, Blair, Brenke, Gunther, Ferguson, May—7.

Absent: Councilmen McKane—1.

The following preamble and resolution were offered by Councilman Gunther and supported by Councilman May:

Whereas, the Board of Water and Light of the City of Lansing ("Board") has recommended to the City Council of the City that it is necessary and advisable in order to provide adequate supply of electric power, to protect the public health, safety and welfare of the City and its residents and properly protect the environment to purchase, acquire and construct improvements to the Utility System of the City for furnishing water, electric light and power, steam and steam heat (the "System"), and that this will require the purchasing, acquiring and constructing of a supplementary control system for the Moores Park Station and Eckert Station (the "Project"); and

Whereas, the Board has estimated the cost of the Project, together with all engineering, legal fees, financing costs, and installation costs, to be Two Million Seventy-Five Thousand (\$2,075,000) Dollars, and has recommended that the City borrow the sum of One Million (\$1,000,000) Dollars and issue its notes therefor in the amount of \$1,000,000 (the "Notes"), in accordance with and subject to the provisions of Act 182, Public Acts of Michigan, 1971, as amended ("Act 182"), and in accordance with the provisions of this reso-

lution, the balance of the cost of the Project to be defrayed from funds of the System now on hand or to be on hand on or prior to the date of completion of the Project; and

Whereas, the City Council of the City deems it advisable and necessary for the public health, safety and welfare of the City and its inhabitants to purchase, acquire and construct the Project and to borrow the sum of \$1,000,000 to pay part of the cost thereof and to issue the Notes of the City therefor;

Now, Therefore, Be It Resolved That:

1. The City Council of the City does hereby determine that it is necessary for the public health, safety and welfare of the City to purchase, acquire and construct the Project and does hereby approve the estimated cost of the Project in the total amount of \$2,075,000.

2. The period of usefulness of the Project has been estimated by the Board to be not less than five (5) years and the City Council of the City does hereby adopt said estimate of the period of usefulness of the Project.

3. Notes of the City, to be designated 1976 CITY UTILITY SYSTEM REVENUE NOTES, be issued in the aggregate principal sum of \$1,000,000.00 in accordance with and subject to the provisions of Act 182 and this resolution for the purpose of paying part of the cost of the Project, together with all engineering, legal fees, financing costs and installment costs. The denomination of said Notes shall be determined by the purchaser thereof. These Notes shall be dated as of the date of delivery, shall be numbered in direct order of maturity from 1 upwards, and shall mature in not to exceed five years from their date, at such time or times and with such right of prior redemption as shall be negotiated with the purchaser thereof and approved by the City Council.

The Notes shall bear interest at a rate or rates to be determined upon the sale thereof payable on such dates as shall be determined by the purchaser thereof, either by presentation and surrender of interest coupons representing such interest to be attached to each of the Notes, or by endorsement on the Notes, as shall be determined by the original purchaser thereof. Both principal of and interest on the Notes shall be payable at a bank or trust company qualified to act as paying agent under the laws of the State of Michigan, to be designated by the original purchaser of the Notes and approved by the City Council of the City.

4. The Notes shall be executed in the name of the City by the Mayor and countersigned by the City Clerk and shall bear the City seal, and the interest coupons annexed thereto, if any, shall bear the manual or facsimile signature of the Mayor and City Clerk. The Notes, when executed shall be delivered to the Secretary of the Board and be delivered by him to the purchaser thereof upon payment of the purchase price therefor in accordance with the proposal for the purchase thereof as submitted as hereinafter provided.

The proceeds of sale of the Notes shall be deposited in a bank or banks designated by the Board and shall be applied solely for payment of the Project.

5. The Notes shall be sold at private sale and the Director of the Department of City Utilities is hereby authorized to obtain proposals for the purchase thereof. Any proposal so obtained shall be submitted for approval thereof to the City Council of the City.

6. The Notes and the interest coupons attached thereto, if any, or the interest payments required to be made thereon, shall not be a general obligation of the City but shall be secured by and payable solely and only from the unencumbered revenues of the System after meeting all requirements of the outstanding Revenue Bonds of the System dated November 1, 1970, and September 1, 1973, issued in accordance with and subject to Ordinance No. 18A of the City, and subject to the requirements of any additional City Utilities System Revenue Bonds of the City hereinafter issued in accordance with and subject to the provisions of said Ordinance No. 18A and subject to the lien for payment of the bonds of the former Leland Metropolitan District, Michigan, Water Supply and Sewage Disposal System No. 1 Revenue Bonds, dated August 1, 1947, sufficient funds for payment of which have been deposited in trust. The Notes shall also be subordinate to outstanding notes of the City, in the outstanding principal amount of \$3,000,000, previously issued pursuant to Act 182. The City, in addition, reserves the right to issue additional notes under the provisions of Act 182, which shall be of equal standing and priority of lien on the revenues of the System with the Notes authorized by the provisions of this resolution.

There shall be established with a bank designated by the Board, a separate account to be designated 1976 NOTE REDEMPTION FUND ("Note Redemption Fund"). The Board shall make periodic transfers to such fund as required to insure the payment of principal and interest when due.

7. The money to be borrowed and the Notes to be issued in accordance with the resolution are not for the purpose of providing interim financing for the Project and City does not contemplate issuance of bonds or other obligations of the City for purposes of paying the principal of and interest on the Notes, said principal and interest to be paid solely and only from the unencumbered revenues of the System as herein provided.

8. The notes and the interest coupons attached thereto, if any, shall be in substantially the following form:

UNITED STATES OF AMERICA
STATE OF MICHIGAN
COUNTIES OF INGHAM, EATON
AND CLINTON
CITY OF LANSING
CITY UTILITIES SYSTEM
REVENUE NOTE

No. _____ \$ _____

KNOW ALL MEN BY THESE PRESENTS that the CITY OF LANSING, Counties of Ingham, Eaton and Clinton, State of Michigan, for value received hereby promises to pay to the bearer hereof, but only from the funds hereinafter described, the sum of _____ DOLLARS, on the first day of _____, A.D., 19____, with interest thereon from the date hereof until paid at the rate of _____ per cent (%) per annum, upon presentation of this note and the interest coupons hereunto attached* at the _____, Michigan. Payment of interest hereon shall be evidenced by endorsement on this note.**

This note is one of a series of _____ () notes of even date and like tenor, except as to _____, aggregating the principal sum of \$1,000,000.00, issued in accordance with Act 182, Public Acts of Michigan, 1971, as amended, and resolution adopted by the City Council of the City of Lansing on December 22, 1975. The principal of and interest hereon are payable solely and only from the unencumbered revenues of the City Utilities System of the City, the Board of Water & Light, after meeting all requirements for certain outstanding bonds of the City dated November 1, 1970, and September 1, 1973, and any additional bonds issued by the City in accordance with and subject to Ordinance No. 18A of the City and subject to the lien for payment of the bonds of the former Lanel Metropolitan District, Michigan, Water Supply and Sewage Disposal System No. 1 Revenue Bonds, dated August 1, 1947, sufficient funds for payment of which have been deposited in trust. The Notes are also subordinate to outstanding notes of the City, in the outstanding principal amount of \$3,000,000, previously issued pursuant to Act 182. The City may issue additional notes payable from the revenues of the City Utilities System of the City in accordance with the provisions of said resolution adopted December 22, 1975. This note is not a general obligation of the City and is payable only from the funds above described.

It is hereby certified and recited that all acts, conditions and things required by law, precedent to and in the issuance of this note and the series of notes of which this is one, have been done, exist and have happened in regular and due time and form as required by law, and that the total indebtedness of said City, including this note, does not exceed any constitutional, charter or statutory limitation.

IN WITNESS WHEREOF, the City of Lansing, Counties of Ingham, Eaton and Clinton, State of Michigan, by its City Council, has caused this note to be signed in the name of said City by its Mayor and City Clerk, and the interest coupons attached hereto to be signed by the manual or facsimile signature of said Mayor and City Clerk,* and its corporate seal to be hereunto affixed, as of the first day of January A.D., 1976.

*If notes bear coupons

**If payment of interest evidenced by endorsement.

CITY OF LANSING

By _____ Mayor

And _____ City Clerk

(SEAL)

(Form of Coupon)

No. _____ \$ _____

On the first day of _____, A.D., 19____, the City of Lansing, Counties of Ingham, Eaton, and Clinton, State of Michigan, will pay to the bearer hereof the sum shown hereon, in lawful money of the United States of America, in the manner and out of the revenues described in said note at _____, being the interest due that date on its City Utilities System Revenue Note, dated January 1, 1976, No. _____.

This coupon is not a general obligation of the City of Lansing, but is payable from certain revenues as set forth in the note to which it pertains.

Mayor

City Clerk

Date of Payment	Interest Payment	
	Interest Paid (to be executed by paying agent)	
_____	\$ _____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

9. The right is reserved to reject any or all bids.

10. All resolutions and parts of resolutions insofar as the same conflict with the provisions of this resolution be and they hereby are rescinded.

Ayes: Councilmen Anas, Belen, Blair, Brenke, Ferguson, Gunther, May—7.

Noys: None.

THEO FULTON,
City Clerk.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City Council as stated in Section 5.5-F shall determine its own rules and regulations; and

Whereas, the City Council has determined that it is most advantageous to amend Rule 17 entitled "Standing Committees" by mak-

ing all standing committees three-member committees and to have eight standing committees so that each councilman can thus have equal committee responsibility;

Now, Therefore, Be It Resolved that the Standing Committees Rule 17 shall be: "At the commencement of each biennium, the Mayor shall appoint the following Standing Committees which shall consist of three members each:

1. Building and Properties and Public Safety
2. Finance
3. Housing and Redevelopment and Human Resources
4. Ordinance and Contracts and City Affairs
5. Parks and Recreation
6. Personnel
7. Planning
8. Public Service and Highways

The first named Councilman of any committee shall be its chairman. In the temporary absence of the chairman, the member next in rank in order named shall act as chairman."

By Councilman Blair—

That the following resolution be substituted.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City Council as stated in Section 5.5-F shall determine its own rules and regulations; and

Whereas, the City Council has determined that it is most advantageous to amend Rule 17 entitled "Standing Committees" by making all standing committees three-member committees and to have eight standing committees so that each councilman can thus have equal committee responsibility;

Now, Therefore, Be It Resolved that the Standing Committees Rule shall be: "At the commencement of each biennium, the Mayor shall appoint the following Standing Committees which shall consist of three members each:

1. Building and Properties
2. Public Safety
3. Finance
4. Ordinance and Contracts and City Affairs
5. Parks and Recreation
6. Personnel
7. Planning
8. Public Service and Highways

The City Council by resolution at its organizational meeting shall determine the Chairman and Vice-Chairman of each standing committee; and,

Be It Further Resolved that in the spirit of cooperation and working relationship envisioned between the 1976-77 Council and the Mayor, it is resolved that City Council members and the Mayor will jointly and in a spirit of cooperative effort determine the respective composition of the foregoing standing committees.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City Council as stated in Section 5.5-F shall determine its own rules and regulations; and

Whereas, the City Council has determined that it is most advantageous to amend Rule 17 entitled "Standing Committees" by making all standing committees three-member committees and to have eight standing committees so that each councilman can thus have equal committee responsibility;

Now, Therefore, Be It Resolved that the Standing Committees Rule shall be: "At the commencement of each biennium, the Mayor shall appoint the following Standing Committees which shall consist of three members each:

1. Building and Properties
2. Public Safety
3. Finance
4. Ordinance and Contracts and City Affairs
5. Parks and Recreation
6. Personnel
7. Planning
8. Public Service and Highways

The City Council by resolution at its organizational meeting shall determine the Chairman and Vice-Chairman of each standing committee; and,

By Councilman Blair (Ferguson)—

That the resolution be amended as follows in paragraph 4 to read:

"Be It Further Resolved that in the spirit of cooperation and working relationship envisioned between the 1976-77 Council and the Mayor it is resolved that City Council members and the Mayor will consult in a spirit of cooperation in an effort to achieve a composition of the foregoing standing committees acceptable to both Mayor and Council."

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Blair, Ferguson, May—5.

Nays: Councilmen Brenke, Gunther—2.

By Councilman Gunther—

That an additional committee being No. 9—be named the "Housing and Human Resources Committee."

Lost by the following vote:

Yeas: Councilman Brenke, Gunther—2.

Nays: Councilmen Anas, Belen, Blair, Ferguson, May—5.

By Councilman Anas—

That in paragraph 4 the words "at its organizational meeting" be stricken.

Adopted by the following vote:

Unanimously.

The resolution as amended was adopted:

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City Council as stated in Section 5.5-F shall determine its own rules and regulations; and

Whereas, the City Council has determined that it is most advantageous to amend Rule 17 entitled "Standing Committees" by making all standing committees three-member committees and to have eight standing committees so that each councilman can thus have equal committee responsibility;

Now, Therefore, Be It Resolved that the Standing Committees Rule shall be: "At the commencement of each biennium, the Mayor shall appoint the following Standing Committees which shall consist of three members each:

1. Building and Properties
2. Public Safety
3. Finance
4. Ordinance and Contracts and City Affairs
5. Parks and Recreation
6. Personnel
7. Planning
8. Public Service and Highways

The City Council by resolution shall determine the Chairman and Vice-Chairman of each standing committee; and,

Be It Further Resolved that in the spirit of cooperation and working relationship envisioned between the 1976-77 Council and the Mayor, it is resolved that City Council members and the Mayor will consult in a spirit of cooperation in an effort to achieve a composition of the foregoing standing committees acceptable to both Mayor and Council.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT V

By Committee on Public Service and Highways—

Resolved by the City Council of the City of Lansing:

That the supplementary special assessment roll for Constructing storm and sanitary sewers curb and gutter and the widening of East Miller Road from South Cedar Street to South Pennsylvania Avenue:

Assessment Roll No. 238

Location—E. Miller Road from S. Cedar Street to S. Pennsylvania Avenue

as returned by the City Assessor be and the same is hereby ratified and confirmed, and that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to refund to all persons who have paid said tax as originally assessed the prorata amount of difference as shown in said supplementary roll, and collect all unpaid tax as shown on said roll on or before March 22, 1976.

Adopted by the following vote:

Unanimously.

ZONINGS

By Councilman Gunther—

Whereas, by petition duly filed on the 27th day of October, 1975, this council was petitioned to change the following described property from "F" Commercial District to "H" Light Industrial District all as set forth in the Zoning Code of this city,

Whereas, the property involved is described as:

Z-55-75 — 3423 South Cedar Street, more particularly described as:

Lot 5 and the south 40 feet of Lot 4, except the east 4 feet thereof, Edwards Glendale Heights Subdivisions, City of Lansing, Ingham County, Michigan,

from "F" Commercial District to "H" Light Industrial District.

Whereas Harold L. Russell of Russell Industrial Equipment Company, requested rezoning of the above described property from "F" Commercial District to "H" Light Industrial District; and

Whereas the Planning Board, at their meeting of December 2, 1975, held a public hearing on this request; and

Whereas Mr. Russell appeared before the Planning Board at this public hearing. Following much discussion and objection from the adjacent property owner, Mr. Russell withdrew this rezoning request; and

Whereas the Planning Board voted unanimously to accept the withdrawal, and forwarded this recommendation to City Council; and

Whereas the Planning Committee of Council, to whom was referred the report of the Planning Board, concurred therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing accepts the withdrawal for the rezoning request at 3423 South Cedar Street; and that no further action shall be taken.

Adopted by the following vote:

Unanimously.

By Councilman Gunther—

Whereas, by petition duly filed on the 20th day of October, 1975, this council was petitioned to change the following described property from "DM" Multiple Dwelling District to "D" Apartment District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 15th day of December, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-52-75 — 2339 South Cedar Street,

more particularly described as:

Lot 2, Edmore Park Subdivision, City of Lansing, Ingham County, Michigan,

from "D-M" Multiple Dwelling District to "D-1" Professional Office District.

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board advised the City Council to deny this request; and

Whereas the Planning Committee of Council, to whom was referred the report of the Planning Board, concurred therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "D-M" Multiple Dwelling District to "D-1" Professional Office District be denied.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for

the amount allowed each claimant in the amount of \$5,242,566.87.

Signed:

JOHN T. ANAS,
JACK D. GUNTHER,
JAMES D. BLAIR,
WILLIAM A. BRENKE,
Committee on Finance.

Adopted by the following vote:

Unanimously.

INTRODUCTION OF ORDINANCE(S)

The following ordinance(s) of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by:

- a. Creation of Neighborhood District Area No. 1.
- b. Revenue bond ordinance authorizing sale of \$12,000,000.00 of bonds for Board of Water and Light.

was introduced by Councilman Belen read a first and second time by their title(s) and referred to the Committee on Ordinance and Contracts.

ORDINANCES

By Councilman Belen—

The Committee reported that it had considered an ordinance providing, that the Code of Ordinances, City of Lansing, Michigan, be amended by adding an Article to Chapter 36 to be numbered IX and by adding sections numbered 30-90 through 36-92 inclusive (Downtown Development Authority) to the Code of Ordinances and recommended that the ordinance be passed, as amended.

Carried.

ORDINANCE NO. 409 (Downtown Development Authority)

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by adding an Article to Chapter 36 to be numbered IX and by adding sections numbered 30-90 through 36-92 inclusive to the Code of Ordinances be placed on order of immediate passage as amended.

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinances providing, that the Code of Ordinances, City of Lansing, Michigan, be amended by adding an Article to Chapter 36 to be numbered IX and by adding sections numbered 30-90 through 36-92 inclusive (Downtown Development Authority to the Code of Ordinances be now passed as amended.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Brenke, Ferguson, Gunther, May—6.

Nays: Councilman Blair—1.

ORDINANCE NO. 409

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, BE AMENDED BY ADDING AN ARTICLE TO CHAPTER 36 TO BE NUMBERED IX AND BY ADDING SECTIONS NUMBERED 36-90 THROUGH 36-92, INCLUSIVE, TO SAID CODE.

The City of Lansing Ordains:

Section 1. That Chapter 36 of the Code of the City of Lansing, Michigan, be amended by adding a new Article to be numbered IX and by adding sections numbered 36-90 through 36-92, inclusive, to read as follows:

**ARTICLE IX
LANSING DOWNTOWN DEVELOPMENT
AUTHORITY**

Sec. 36-90. Downtown Development Authority—Created.

Pursuant to the authority of Act No. 197 of the Public Acts of 1975, as it may be amended from time to time, the Lansing Downtown Development Authority shall be created. The Lansing Downtown Development Authority shall hereinafter be called the "Authority."

Sec. 36-91. Same—Powers and Duties.

The Authority shall exercise such powers and duties as provided and in accordance with the terms of 197 PA 1975, being MCLA 125.1651 et seq.; MSA 5.3010(1) et seq., including but not limited to the definition of a development area, the origination of a development plan, and the implementation of a development program as defined by this Act; provided that none of the powers and duties granted by this paragraph shall conflict with the powers, or duplicate duties and authorities of the Lansing Metropolitan Development Authority.

Sec. 36-92. Downtown Development District—Boundaries Designated.

Pursuant to the requirements of 197 PA 1975, the boundaries of the Downtown Development District are generally described as follows:

Commencing at the intersection of the center lines of Shiawassee and Seymour Streets, thence south along the center line of Seymour Street to its intersection with the center line of Ottawa Street, thence west on the center line of Ottawa Street to its intersection with the center line of Walnut Street, thence south along the center line of Walnut Street to its intersection with the center line of Allegan Street, thence east on the center line of Allegan Street to its intersection with the center line of Townsend, thence south along the center line of Townsend to its intersection with the center line of St. Joseph Street, thence east along the center line of St. Joseph Street to its intersection with the center line of Grand Avenue, thence north along the center line of Grand Avenue to

its intersection with the center line of Lenawee Street, thence east along the center line of Lenawee Street extended to the center line of Cedar Street, thence northwesterly along the center line of Cedar Street to its intersection with the center line of East Kalamazoo Street, thence east along the center line of East Kalamazoo Street to the center line of Larch Street, thence north along the center line of Larch Street to its intersection with the north line of Lot 8, Block 1, Barnard's Subdivision, thence east to the east line of Section 16, T4N, R2W, thence south along the section line to a point directly west of the northwest corner of Lot 1, A. O. Bement's Replat, thence east to the center line of Mosher Street extended, thence north along the center line of Mosher Street to its intersection with the north line of Lot 3, A. O. Bement's Subdivision extended, thence east to the center line of Hill Street, thence north along the center line of Hill Street to a point 94 feet south of the south line of Michigan Avenue, thence east 99 feet, thence north 11.5 feet, thence east to the center line of Hosmer Street, thence north along the center line of Hosmer Street to the center line of Vine Street, thence east on the center line of Vine Street to the east line of Lot 11, Block 5, Jerome's Addition extended, thence north along the east line of Lot 11, Block 5, Jerome's Addition, to the northeast corner of Lot 11, Block 5, Jerome's Addition, thence west to the southwest corner of Lot 13, Assessor's Plat No. 5, thence north to the southeast corner of Lot 3, Assessor's Plat No. 5, thence west to the southwest corner of Lot 4, Assessor's Plat No. 5, thence north along the west line of Lot 4, Assessor's Plat No. 5, to the center line of Shiawassee Street, thence west along the center line of Shiawassee Street to the east line of Section 16, T4N, R2W, thence north along the east section line to the center line of Saginaw Street, thence west along the center line of Saginaw Street to the center line of Cedar Street, thence south along the center line of Cedar Street to the center line of Shiawassee Street, thence west along the center line of Shiawassee Street to the point of beginning.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

By Councilman Blair—

My objection to this ordinance is the postponement of meeting to select for appointment the members of Lansing Downtown Development Authority and not the overall operation of its program.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

That Councilman McKane be excused from the session.

Carried.

By Councilman Gunther—

Resolved by the City Council of the City of Lansing:

That the rule prescribed in Sec. 5.5 (g) of the Charter relative to considering business not on the agenda, be waived.

Carried.

Request from Al Ashraf Temple No. 167 Shrine for 24-hour liquor permit for December 31, 1975, at Michigan National Guard Armory.

Referred to Committee on City Affairs.

REPORT OF COMMITTEE

The Committee on CITY AFFAIRS, to whom was referred the request of Al Ashraf Temple No. 167 Shrine for permission to serve alcoholic beverages on December 31, 1975, at Michigan National Guard Armory, reports as follows:

The Committee recommends permission be granted provided the special 24-hour liquor permit will be obtained from Michigan Liquor Control Commission.

Signed:

JOEL I. FERGUSON,
JAMES D. BLAIR,
ROGER T. MAY,
Committee on City Affairs.

By Councilman Ferguson—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

Mr. Mayor and Members

of the City Council:

I am Donald Hines, a lawyer from the Lansing law firm of Fraser Trebilcock Davis & Foster. I am here to make a statement on behalf of our client, FMC Corporation. I have been specifically authorized by the Corporation to make this statement.

For years FMC Corporation carried on a major industrial operation in the City of Lansing. It provided gainful employment for many citizens of this community. It enjoyed a most pleasant working relationship with Lansing's government—its elected and administrative officials.

Recognizing the financial difficulties facing numerous municipalities throughout Michigan, even the country itself, and in this instance, particularly Lansing, together with the urgent need of Lansing for usable

and necessary improved real estate to house certain of its municipal operations, FMC management has decided to donate its Cedar Street property, without any conditions, to the City of Lansing, to be used by the City as it sees fit.

Please accept this statement as FMC Corporation's formal offer to give its plant at 1305 South Cedar Street, to the City of Lansing.

I respectfully request that consideration be given to the possibility of suspending the rules so that this matter can be formally received and referred to the appropriate City Council committee and to the City Attorney for study and report back to the City Council.

Referred to Committee of the Whole and City Attorney.

Chris Baryames, 1731 Nottingham, spoke relative to rezoning of Z-57-74 — 3900 blk. Burnaway Dr. and 4500-4600 blks. S. Waverly Rd.

Martha Johnson, 424 River St. spoke relative to flouridation and read letters and also asked several questions of Miss Belen and one to Mayor Graves and City Attorney Houk.

Anthony P. Nosal, 3703 Waverly Hills Rd., spoke relative to number of persons on Standing Council Committees and also relative to rezoning Z-57-74 — 3900 blk. Burnaway Dr. and 4500-4600 blks. S. Waverly Rd.

Mr. Jack Curtin, 125 W. Michigan Ave., thanked the council for passage of the ordinance relative to Downtown Development Authority.

Mr. Richard Laipen, 329½ S. Washington Avenue, spoke.

Angelos Vlahakis of "Jim's" spoke and thanked council for the free parker shopping on Saturdays and asked it be extended through month of January.

Councilman Belen reported on the meeting of the Council Liaison Committee with the Board of Education.

Councilman Blair introduced Mr. Ken Hope, Chairman of County Board of Supervisors.

Council adjourned at 9:45 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

OFFICIAL PROCEEDINGS OF THE BOARD OF CANVASSERS OF THE CITY OF LANSING

November 4, 1975

November 5, 1975

10:00 A.M.

The City Board of Canvassers of the City of Lansing met in the City Council Chambers, 10th floor, City Hall on Wednesday, November 5, 1975 to canvass the returns of the General Election held on Tuesday, November 4, 1975.

Present: Beulah Rouse, Peggy A. Bokovay, Esther M. Niver, Albert Jones and Theo Fulton—City Clerk—5.

Absent: None.

The Board canvassed the votes with the following results:

FIRST WARD COUNCILMAN

The total number of votes cast for the office of First-Ward-Councilman was 3,962 of which:

Robert J. Hull received 2,613 votes

Robert T. May received 1,349 votes

Robert J. Hull having received the largest number of votes cast be declared duly elected.

THIRD WARD COUNCILMAN

The total number of votes cast for the office of Third Ward Councilman was 4,558 of which:

Terry John McKane received 3,154 votes

William D. Sherman received 1,404 votes
Terry John McKane having received the largest number of votes cast be declared duly elected.

COUNCILMEN-AT-LARGE

The total number of votes cast for the office of Councilman-at-Large was 31,231 of which:

Louis F. Adado received 9,467 votes

Richard J. Baker received 9,946 votes

Joel I. Ferguson received 6,530 votes

Joseph V. Gall received 5,288 votes

Louis F. Adado and Richard J. Baker having received the largest number of votes cast be declared duly elected.

PROPOSITION "A" (To Revise City Charter)

The total number of votes cast for Proposition "A"—"Do you favor a general revision of the City Charter of the City of Lansing?" was 16,729 of which:

10,859 votes were cast in favor of the proposition

5,870 votes were cast against the proposition.

Whereas, Proposition "A" having received the sufficient votes was passed.

CHARTER COMMISSIONERS

The total number of votes cast for the office of Charter Commissioner was 104,927 of which:

Nancy Baker received 5,793 votes

Joseph H. Billingsley received 2,863 votes

Gene A. Crouse received 2,641 votes

Hilda Patricia Curran received 4,133 votes

Harold Dachtler received 3,820 votes

James Driscoll received 3,518 votes

John H. Eliasohn received 3,107 votes

Jack T. Emmett received 1,987 votes

Claud R. Erickson received 5,410 votes

Jack M. Hands received 2,462 votes

Robert P. Hollingsworth received 4,100 votes

Dick Holmes received 4,852 votes

Stephan Kras received 3,749 votes

William C. McCloud received 2,838 votes

Knight D. McKesson received 5,868 votes

Malcolm L. Milks received 5,857 votes

Robert E. Murray received 3,134 votes

Necia Kelly Sharkey received 3,083 votes

Shirley Sliker received 4,564 votes

Harry P. Smith received 2,527 votes

C. Rowland Stebbins received 5,663 votes

Jeffrey L. Trentham received 1,439 votes

Arthur Tung received 2,306 votes

Alvin L. Vincent received 1,653 votes

Thomas C. Walsh received 7,166 votes

Donald L. Workman received 1,960 votes

Sidney P. Worthington received 3,388
votes

Richard L. Zimmerman received 5,046
votes

Thomas C. Walsh, Knight D. McKesson,
Malcolm L. Milks, Nancy Baker, C. Row-
land Stebbins, Claud R. Erickson, Richard

L. Zimmerman, Dick Holmes and Shirley
Sliker having received the largest number
of votes cast be declared duly elected.

The meeting adjourned at 12:30 o'clock.

In Witness Whereof, We have hereunto
set our hands and affixed the seal of the
City of Lansing this 5th day of November,
1975.

(SEAL)

BEULAH ROUSE,
PEGGY A. BOKOVOY,
ESTHER M. NIVER,
ALBERT JONES,
Board of Canvassers.

THEO FULTON,
Clerk of the Board of Canvassers.

F/M/B

Address Correction Requested

1085

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, December 29, 1975

CITY COUNCIL ROOMS
Lansing, Michigan
December 29, 1975

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Mayor Graves.

Present: Councilmen Anas, Belen, Blair, Brenke, Ferguson, Gunther, May, McKane—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilmen Belen.

Pledge of Allegiance was given by Terry McKinch, U.S. Air Force.

The record of the previous session was approved as printed.

HEARINGS ON PROPOSED CHANGES IN ZONING CLASSIFICATIONS

December 29, 1975, at 7:30 o'clock being the time set as the time for holding a

hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-57-75—3900 block Bridgeport Dr.,

be rezoned from a "Community Unit Plan" District to "C" Two Family Residence District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

Referred to Committee on Planning.

December 29, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the

Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-58-75—916 East Mt. Hope Avenue,

be rezoned from "B" One Family Residence District to "F" Commercial District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

Referred to Committee on Planning.

December 29, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-60-75—5707 S. Waverly Road,

be rezoned from "A" One Family Residence District to "B" One Family Residence District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

Referred to Committee on Planning.

December 29, 1975, at 7:30 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-51-75—5824 S. Cedar Street,

be rezoned from "A" One Family Residence District to "F" Commercial District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

Fred Stackable, attorney for Kenneth E. Smith, spoke.

Referred to Committee on Planning.

COMMUNICATIONS AND PETITIONS

Notice of intent to file claim of Jimmie Alex, Sr., as administrator of the estate of Nancy Margurite Alex and Jimmie Alex, Jr., deceased vs. Dale Lauerma, City of Lansing, County of Ingham and County of Eaton in connection with accident.

Referred to City Attorney and Police Department.

Petition to enclose the Weigman Drain from the east line of Tranter St. to the south line of Rensen St.

Referred to Committee on Public Service and Highways.

Letters from the Liquor Control Commission submitting requests of:

Bebee, Inc., for transfer ownership of 1975 Class "C" license with dance permit at 124 E. Kalamazoo St. from Archie Tarpoff.

Joseph Celentino for dropping Elizabeth Celentino as partner from 1975 Class "C" license with dance permit at 1014-1018 W. Saginaw St.

Referred to Committee on Ordinance and Contracts.

Letter from Ingham County Health Department relative CDA contract PN 117—Dental Services Project.

Referred to City Attorney and Committee of the Whole.

Letter from Tri-County Regional Planning Commission requesting clarification of the City's position on three street projects (Clemens St., Wood St., Miller Rd.).

Referred to Traffic Board, Planning Board, and Public Service Board.

Continental Cablevision of Lansing, Inc., submits a complete schedule of rates and charges for all cable television services to be provided in the City of Lansing.

Received and placed on file with copy to City Attorney and Committee of the Whole.

Federal Communications Commission submits memorandum opinion and order for Continental Cablevision of Lansing, Inc., relative their application for a certificate of compliance for a proposed cable television system for Lansing.

Received and placed on file with copy to City Attorney and Committee of the Whole.

REPORTS OF COMMITTEES

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the Ordinances for the Articles of Incorporation of The Economic Development Corporation of the City of Lansing, reports as follows:

That said ordinance be passed.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the Ordinance authorizing and providing for the issuance of Revenue Bonds of equal standing and priority of lien with outstanding Revenue Bonds issued under the provisions of Act 94, P.A. of Mich. 1933, as amended, and Ordinance No. 18A of the City of Lansing for the purpose of acquiring and constructing additions and improvements to the combined water, electric, and steam utility system of the City of Lansing, reports as follows:

That said ordinance be passed.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and
Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PLANNING, to whom was referred rezoning petition Z-51-75 for property at 5824 S. Cedar St. from "A" One Family Residence District to "F" Commercial District, reports as follows:

That said rezoning be approved.

Signed:

JACK D. GUNTHER,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Planning.

By Councilman Gunther—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The Committee on PARKS AND RECREATION and COMMITTEE ON FINANCE, to whom was referred the request of the Director of Parks and Recreation to provide additional funds for the ice rink program, reports as follows:

That the Committees concur with the recommendation of the Director of Parks and Recreation, and that a transfer of funds in the amount of \$10,500 from the Artificial Ice Rink Operation Budget and \$3,500 from Emergency funds be made to cover the estimated costs of operating an additional five rinks.

Signed:

JAMES D. BLAIR,
JOEL I. FERGUSON,
TERRY J. MCKANE,
Committee on Parks and
Recreation.

JOHN T. ANAS,
JACK D. GUNTHER,
TERRY J. MCKANE,
WILLIAM A. BRENKE,
Committee on Finance.

By Councilmen Blair and Anas—

That the report of the Committees be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS
AND BOARDS

December 23, 1975

Honorable Mayor Gerald W. Graves and

Members of the Lansing City Council

Gentlemen:

Subject: B-75-449
Site Lighting
Riverfront Park Contract No. 2
Project No. 2, Mich. A-6

Attached you will find a tabulation of seven (7) bids received and opened at 3:00 p.m. on November 25, 1975, for Site Lighting—Riverfront Park Contract No. 2, Project No. 2, Mich. A-6.

On the advice of the City Attorney's Office, certain irregularities of a minor nature are being waived, and we recommend acceptance of the low bid submitted by Lansing Electric Motors Construction, Inc., in the amount of \$64,900.00.

Acceptance is subject to the approval of said bidder by the Equal Opportunity Division of the Detroit Area Office of the Department of Housing and Urban Development, provided, however, that failure of HUD to respond to the request for approval

within fifteen (15) working days shall be considered approval.

Respectfully submitted,

VAUGHAN L. MCKINCH,
Purchasing Director,

RONALD G. STONEHOUSE,
Housing and Redevelopment
Director.

Referred to Committee on Housing and Redevelopment and Human Resources.

December 24, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

Attached is Change Order No. 3, submitted by Zimpro, Inc., on the Wastewater Treatment Plant, Sludge Conditioning Equipment, Contract No. 72-S-3, EPA No. C262041, increasing the amount of the contract by \$13,207.78, due to revisions in the gas lines and heat exchangers support.

I would recommend approval of this Change Order.

Respectfully submitted,

ROBERT R. BACKUS,
Director of Public Service.

Referred to Committee on Public Service and Highways.

REPORT OF COMMITTEE

The Committee on PUBLIC SERVICE AND HIGHWAYS, to whom was referred Change Order No. 3, submitted by Zimpro, Inc., on the Wastewater Treatment Plant, Sludge Conditioning Equipment, Contract No. 72-S-3, EPA No. C262041, increasing the amount of the contract by \$13,207.78, due to revisions in the gas lines and heat exchangers support, reports as follows:

We concur with the recommendation of the Director of Public Service.

Signed:

WILLIAM A. BRENKE,
JAMES D. BLAIR,
JACK D. GUNTHER,
Committee on Public Service
and Highways.

By Councilman Brenke—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

December 23, 1975

The Honorable Mayor and

Members of the City Council

City of Lansing, Michigan

Gentlemen:

I attach a copy of the Arbitration Panel's Finding of Facts and Opinion and Order in the matter of arbitration between City of Lansing and Lansing Fire Fighters Association Local 421, I.A.F.F., AFL-CIO, Panel member Bodwin dissenting. I call your specific attention to pages 17 through 22 of the document entitled "Dissenting Opinion of Daniel J. Bodwin."

On December 18, 1975, the City of Lansing's plea for a restraining order entered in the Ingham County Circuit Court, Judge Thomas Brown presiding, was denied by a verbal bench award and at approximately 11:00 a.m. on December 18 the Arbitration Panel was reconvened. At this writing I have yet to receive the Court's written order denying the City's plea.

On December 22, 1975, during an executive session of the City Council, called at my request, I explained, to the Mayor and those Councilmen who attended, the history of these lengthy arbitration proceedings and the opinions of myself and the City's Labor Counsel relative to the probability of several conflicting law suits and other legal actions pending the final outcome of an arbitration award. Concurrently, I am being sued in Ingham County Circuit Court by representatives of the Fraternal order of Police relative to essentially the same issue with the almost certain possibility that the F.O.P., as the exclusive representative of Lansing Police Officers, will legally object to being included, as members of the same Pension Plan as the Firemen, to whatever the fruits of the instant Arbitration Panel Award may or may not bestow upon them.

The specific pension demands of the Firefighters are covered in the attached document. However, legal counsel for the Firefighters informed the Panel of Arbitrators at the December 18 proceedings that he would reserve the right to alter, amend or add to those demands at a later date. Because the union is not held to be responsible for providing cost estimates covering whatever their demands may be, I am attempting to determine both the short and long range financial implications of the tax payers, as I understand the union demands at this time.

Similar, though not identical, legal precedent for the Arbitration Panel and the Circuit Court decisions covering this matter are outlined by the Panel Chairman, George T. Roumell, Jr. within the attached document.

In summation, it appears that the judicial consensus within the State of Michigan compels the abrogation of the Home Rule

Cities Act and provisions of the Lansing City Charter in deference to the Public Employee Relations Act and the Police and Fire Compulsory Arbitration Act. The Court's position is that the City Charter may indeed be modified without a vote of the electorate thus nullifying the protections of Constitutional Law at the local level.

Absent a reversal of the Circuit Court bench award, I as the City's Chief Negotiator and your duly designated member of the Panel of Arbitrators, am subject to being found in contempt if I do not now proceed with the Arbitration process. I await your decision in this matter.

Respectfully,

D. J. BODWIN,
Personnel Director.

Referred to Committee of the Whole and City Attorney and Mayor's Office.

December 23, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

On Monday, December 22, 1975, the City of Lansing was offered the ownership, without charge, of certain lands and buildings, commonly referred to as the John Bean property. Having been in negotiations with legal and other representatives of FMC, the owner, I forwarded on December 12, 1975, a request for an Opinion from the City Attorney regarding that proposal. A copy of that request and of the Opinion is attached for your information.

In addition, I wish to advise that Ray Steeb, Executive Director, Lansing Metropolitan Development Authority, has contacted my office this date, from Dallas, Texas, regarding a potential tenant. That tenant has expressed an interest in leasing 40,000 square feet of the total 457,000 square footage available. If his negotiations are successful, and if the City Council is agreeable, the possibility exists that 51 new positions of employment could result.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

December 23, 1975

Honorable Mayor Pro-Tem and Members

of the Lansing City Council

City Hall

Lansing, Michigan

Dear Mayor Pro-Tem and
Council Members:

From the offset, I wish to advise that I am not a champion of fluoridation of drinking water.

However in the past, a number of citizens have appeared before you advising:

—That the past City Council had ordered fluoridation;

—That the action of the City Council was contrary to the vote of the electorate;

—That a Chiropractic Doctor in Mason, Michigan, has through chemical analysis and research scientifically determined that fluoride in drinking water damages the stomach, liver, kidneys, etc.; and

—That the adding of fluoride to drinking water is a violation of Federal law.

Because of the amount of time taken up at Council sessions by individuals expounding the aforementioned, I have taken it upon myself to do some research regarding the matter. You will find, attached, a resolution approved by the City Council on August 6, 1962, requesting the Board of Water and Light to accomplish fluoridation of Lansing water. You will find a resolution approved by the City Council on February 8, 1965, urging the public's support of the water fluoridation program by voting "NO" on a proposed Charter amendment, which would remove fluoride from the water system. You will find, attached, a report from the City Board of Canvassers of the City of Lansing, dated February 16, 1965, advising that Proposition No. 1, which was to prohibit the addition of fluoride chemicals of any kind into the water supply was defeated by a vote of 11,916 to 3,251. In short, fluoridation was supported by a vote of almost 4 to 1.

In regard to the communication attributed to Mrs. Margaret Farmer, 123 East Elm Street, by one John D. Tellier, and to the statements of Mr. Tellier, that a Chiropractic Doctor has, through chemical analysis and research, scientifically determined that fluoride in drinking water damages the stomach, liver, kidneys, etc. I am requesting of that Chiropractic Doctor his own interpretation of the statements and credits. I am doing so because it is my understanding that Chiropractic Doctors deal in a system of healing which holds that disease results from a lack of normal nerve function and that they employ manipulations and specific adjustment of body structures, such as spinal column, etc., only, and further, that they do not deal in internal medicine.

In regard to the charge that the Board of Water and Light is in violation of a National law which prohibits fluoridation of water systems, I am requesting the City Attorney to research this matter. I will advise you of his legal findings.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to City Attorney.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING RESOLUTIONS. YOU MAY SPEAK ONLY FOR 3-MINUTES ON ANY ONE RESOLUTION.

Donald Hines answered questions relative to resolution No. 5 on John Bean Plant.

RESOLUTIONS

By Committee on Housing and Redevelopment and Human Resources—

Resolved by the City Council of the City of Lansing:

That the bid submitted by Lansing Electric Motors Construction, Inc., Contract No. 2, of Phase I of the Riverfront Park located in Project No. 2, Mich. A-6, in the amount of \$64,900.00 be approved as the best and lowest acceptable bid, subject to approval of said bidder by the Equal Opportunity Division of the Detroit Area Office of the Department of Housing and Redevelopment (HUD); provided, however, that failure of HUD to respond to the request for approval within fifteen (15) working days shall be considered as approval, and

Be It Further Resolved that the Mayor and City Clerk be and are hereby authorized and directed to execute a contract with Lansing Electric Motors Construction, Inc., on behalf of the City of Lansing, according to said bid presented and specifications on file; upon approval as to form of the contract and the bonds and insurance policies by the City Attorney, and upon certification as to the availability of funds by the City Controller, upon approval of Lansing Electric Motors Construction, Inc., by the Equal Opportunity Division of the Detroit Area Office of HUD in the manner herein specified.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City Council of Lansing by resolution of October 6, 1975 approved the concept of park use of property abutting the North Lansing dam on the east and west banks of the Grand River, and

Whereas, on October 27, 1975 the Board of Water & Light passed a resolution to transfer its jurisdiction over the following described land:

Lots 6 and 7 and that part of Lot 1, described as being bounded on the north by Wall Street (now named Maple Street), on the east by Factory Street, on the south and west by the mill race (since abandoned), all lying

in Seymours Subdivision of Block 12 of the original plat of the City of Lansing;

Lot 1 and 5 in Block 42 and Lot 2 in Block 33 of the original plat of the City of Lansing and that part of the east end of Maple Street, heretofore vacated;

upon the following conditions:

1. The Board retains the right to continue operating existing facilities installed on the land consisting of a dam and related hydro facility, well number 15-1 and 25-7, an air monitoring station and such other utility facilities as the Board may decide to construct thereon in the future;

2. The Board retains full right of ingress and egress over the entire land above described to operate and maintain any Board facility installed thereon;

3. The City Park Board will maintain all land except Board facilities and will provide and maintain adequate roadways to provide ingress and egress to Board facilities;

4. No sewers will be constructed within one hundred (100) feet of Board well number 15-1 and 25-7;

5. To insure that development of the land will not interfere with the Board's operation of its facilities, the City Park Board will submit all improvement plans to the Board for approval;

6. The City will hold the Board harmless from any and all personal injury claims arising out of the Board's operation of facilities located on the land which has been converted to park purposes, and specifically from injury arising out of trespass on the dam facility;

7. The easement rights granted by the Board to Michigan Chapter, National Electrical Contractors Association on Lot 5, Block 42 of the original plat of the City of Lansing shall not be abridged; the agreement with Michigan AFL-CIO for ingress and egress over Lot 5, Block 42 of the original plat of the City of Lansing to their parking lot will be honored;

8. The City Park Board will reimburse the Board for any and all costs incurred to rearrange facilities to accommodate the park development;

9. The Lansing City Council pass a resolution accepting this transfer of jurisdiction and conditions associated with the transfer; now, therefore, be it

Resolved the City accepts the transfer of property afordescribed from its Board of Water & Light upon the stated conditions so that said property may be used and maintained for park purposes to benefit the people of Lansing; and, be it further

Resolved the Mayor and City Clerk be directed to sign the aforementioned in-

demnification agreement on behalf of the City upon its approval as to form by the City Attorney.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Brenke, Ferguson, Gunther, May, McKane—7.

Nays: Councilman Blair—1.

By Committee of the Whole—

Whereas, the Tri-County Emergency Medical Services Council, herein called the Council, has set high standards for the training of advanced emergency medical technicians,

And Whereas, the directors of the Lansing hospital emergency departments have requested that all advanced emergency medical technicians receiving medical orders from these emergency departments be approved by the Council,

And Whereas, there are those who have been trained elsewhere as advanced emergency medical technicians who wish to practice their skills in the Tri-County area,

And Whereas, there is a need to maintain the high standards for practicing advanced emergency medical technicians in the Tri-County area,

And Whereas, the Council has established criteria for certifying advanced emergency medical technicians who have obtained their training in a program not approved by the Council,

And Whereas, Public Act 275 of Public Acts to 1974 (The Emergency Technician Practices Act) and its amendments allow local ordinances governing advanced EMTs so long as they are as, or more, stringent than the state act, and do not conflict with it,

Therefore, Be It Resolved, that all advanced emergency medical technicians, practicing their advanced emergency medical skills as defined in Public Acts 275 and 388 of Public Acts of 1974 and 1975 respectively, in the City (Twp., County, etc.) of _____, be approved by the Tri-County Emergency Medical Services Council.

Adopted by the following vote:

Unanimously.

By Parks and Recreation Committee—

Resolved by the City Council of the City of Lansing:

Whereas: Warner Realty Company of Lansing, Michigan, has requested a utility easement through the Miller-Marscott Park property described as: That part of the South 15 acres of the Northeast $\frac{1}{4}$ of the

Northeast $\frac{1}{4}$ of Section 10, T8N, R2W, City of Lansing, Ingham County, Michigan, and that part of Lot 1 of Supervisor's Plat No. 2, as recorded in Liber 10 of Plats, Page 42, Ingham County Records, commencing at the Northeast corner of said Section 10 and running thence West 1311.80 feet along the Section line, thence S $0^{\circ}37'30''$ E 822.43 feet along the East line of Marscot Meadows as recorded in Liber 22 of Plats, Page 49, Ingham County Records, to the point of beginning of the following-described parcel, running thence along the North line of said South 15 acres N $89^{\circ}51'03''$ E 312.68 feet, thence parallel with the East line of Marscot Meadows S $0^{\circ}37'30''$ E 696.60 feet to the South line of Lot 1 of said Supervisor's Plat No. 2, thence along said South line S $89^{\circ}51'03''$ W 312.68 feet to the East line of Marscot Meadows No. 3 as recorded in Liber 23 of Plats, Pages 16 and 17, Ingham County Records, thence along said East line N $0^{\circ}37'30''$ W 696.60 feet to the point of beginning, subject to any rights of way or easements of record.

The requested easement is described as follows: A public utility easement over and across that part of the NE $\frac{1}{4}$ of Section 10, T8N, R2W, City of Lansing, Ingham County, Michigan, described as: Beginning at the NE corner of Lot 14, Marscott-Meadows subdivision, as recorded in Liber 22 of Plats, Page 49, thence N $0^{\circ}37'30''$ W, 350.00 feet along the East line of said Marscott-Meadows; thence East 30.00 feet; thence S $0^{\circ}37'30''$ E 350.00 feet, thence West 30.00 feet to the point of beginning.

Whereas, the Park Board has approved that the easement be granted for underground utility and related maintenance and that an appropriate rate for the easement should be established and charged to the developer.

Now, Therefore, Be It Resolved, that the City Council approve this right of way easement subject to need and, that the fee be established on basis of appraisal, by the City Assessor.

Be It Further Resolved, that upon approval as to form by the City Attorney and the City Engineer, and upon notice that Warner Realty is ready to proceed with the construction which requires the sewer line, the Mayor and City Clerk be authorized to sign on behalf of the City of Lansing.

Adopted by the following vote:

Unanimously.

By Committee on Parks and Recreation—

Resolved by the City Council of the City of Lansing:

Whereas, the City Council has approved the concept and contracts relating to the development of Kingsley Place, and

Whereas, the Director of Parks and Recreation has recommended that the firm of Grables, Mills and Young be retained to develop a revised master plan with budgetary cost estimates for the development of the site at Kingsley Place,

Now, Therefore, Be It Resolved, that the City Council approves the recommendation of the Director of Parks and Recreation and that a professional service agreement for a revised master plan with cost estimates be prepared. The cost of this service is not to exceed \$3,000.00,

And Be It Further Resolved, that upon approval of the agreement by the City Attorney and the Purchasing Director, the Mayor and Clerk be authorized and directed to sign on behalf of the City.

Adopted by the following vote:

Unanimously.

By Committee on Parks and Recreation—

Resolved by the City Council of the City of Lansing:

Whereas, the Michigan State Highway Department has notified the City of its intent to sell a small parcel of land on S. Clemens Street adjacent to City park property at the end of Regent Street, and

Whereas, the Director of Parks and Recreation has recommended purchase of this property to expand the park site; and

Whereas, the Michigan State Highway Department is requiring \$900.00 for the parcel (Ref 33045E-#951-952-953),

Now, Therefore, Be It Resolved, that the Department of Parks and Recreation prepare the appropriate documents required by the State of Michigan and, with review by the City Attorney's office, proceed with the acquisition.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, on December 22, 1975, the FMC Corporation, a Delaware corporation, offered to donate to the City of Lansing the John Bean plant and premises located on South Cedar Street, Lansing, Michigan, more particularly described as:

PARCEL A

That part of the Southeast $\frac{1}{4}$ of Section 21 and the Southwest $\frac{1}{4}$ of Section 22, T4N, R2W, City of Lansing, Ingham County, Michigan, beginning on the Easterly line of Cedar Street at a point S $12^{\circ}12'$ W 14.98 feet from the East-West $\frac{1}{4}$ line of said Section

21 which point is 8.5 feet Southerly of the centerline of a Michigan Central Railroad Company side track, running thence on a line 8.5 feet Southerly of and parallel with the centerline of said side track the following three courses, N $89^{\circ}44'$ E 540.51 feet, thence Southeasterly 30.88 feet on the arc of a 1584.47 foot radius curve to the right whose chord bears S $89^{\circ}42'30''$ E 30.88 feet to a point of tangency, thence Southeasterly 6.33 feet on the arc of a 480.62 foot radius curve to the right whose chord bears S $88^{\circ}46'21''$ E 6.33 feet to a point of compound curvature, thence S $0^{\circ}16'$ E 0.53 feet to a point 9 feet Southerly of the centerline of said side track, thence on a line 9 feet Southwesterly of and parallel with the centerline of said side track the following three courses, Southeasterly 176.89 feet on the arc of a 480.12 foot radius curve to the right whose chord bears S $77^{\circ}50'17''$ E 175.89 feet to a building wall line, thence Southeasterly 122.35 feet on the arc of a 472.61 foot radius curve to the right whose chord bears S $59^{\circ}52'$ E 122.01 feet to a point of compound curvature, thence Southeasterly 132.67 feet on the arc of a 337.86 foot radius curve to the right whose chord bears S $41^{\circ}12'03''$ E 131.82 feet to the Westerly right of way line of the Michigan Central Railroad Company right of way, thence Southeasterly along said right of way line to the North line of Assessors' Plat No. 20, thence Westerly along the North line of Assessors' Plat No. 20 and Rollin H. Person Addition to the Northeast corner of Lot 47 of Rollin H. Person Addition, thence Southerly along the East line of said Lot 47 to the North line of Christianity Street, thence Westerly along the North line of Christianity Street to the Easterly line of Cedar Street, thence Northerly along the Easterly line of Cedar Street to the point of beginning.

PARCEL B

Lot Numbers 28 through 33, Block 1, Assessor's Plat No. 20, on the Southwest $\frac{1}{4}$ of Section 22, T4N, R2W, City of Lansing, Ingham County, Michigan, AND ALSO, the entire vacated North 132 feet of Bailey Street adjacent to the West side of Block 1, Assessors' Plat No. 20, on the Southwest $\frac{1}{4}$ of Section 22, T4N, R2W, City of Lansing, Ingham County, Michigan;

and

Whereas, the acquisition of these premises will provide the City of Lansing with a valuable industrial asset which it may hold, sell, lease, transfer or otherwise utilize to encourage local industry and commerce the tax and payroll benefits of which will ultimately accrue to all the inhabitants of the City thus exemplifying the precepts of recent City Council actions creating the Economic Development Corporation and the Downtown Development Authority; now, therefore, be it

Resolved, that the Property Manager be and is hereby directed to obtain a commitment for the title insurance on the above described premises and which names the City of Lansing as the insured; and be it

Further Resolved, that the real property taxes on the subject premises be prorated in accordance with MCLA 211.2; MSA 7.2, as amended; and be it

Further Resolved, that the City Attorney or his representative be and is hereby directed to attend, within ten (10) days and not thereafter, a closing with the representatives of FMC Corporation and to accept a quit claim deed conveying the above described premises from FMC Corporation to the City of Lansing for the sum of one dollar (\$1.00) provided, however, that the City Attorney shall not accept said quit claim deed unless the commitment for title insurance demonstrates that FMC Corporation holds a marketable title in the above described premises; and be it

Further Resolved, that upon receipt of said quit claim deed by the City, the Controller's Office is directed to obtain the appropriate fire, extended coverage, and vandalism insurance from the City's present carrier for said insurance; and be it

Finally Resolved, that sufficient funds to carry out the provisions of this resolution, estimated at \$44,000.00, be transferred from the Emergency Fund to the appropriate accounts involved.

By Councilman Gunther—

That this resolution be tabled for one week.

Adopted by the following vote:

Unanimously.

By Committee of the Whole—

NOTICE OF SALE RESOLUTION

City of Lansing

Counties of Ingham, Eaton and Clinton

Minutes of a Regular Meeting of the City Council of the City of Lansing, Counties of Ingham, Eaton and Clinton, Michigan, held in the City Hall in said City on the 29th day of December, 1975, at 7:30 o'clock p.m., Eastern Standard Time.

Present: Councilmen Anas, Belen, Blair, Brenke, Ferguson, Gunther, May and McKane.

Absent: None.

The following preamble and resolution were offered by Councilman Gunther and supported by Councilman Belen:

Whereas, the City of Lansing, Counties of Ingham, Eaton and Clinton, Michigan, by Ordinance No. _____ adopted _____,

197____, authorized the issuance and sale of Twelve Million (\$12,000,000.00) Dollars City Utilities System Revenue Bonds, Series 1976;

Now, Therefore, Be It Resolved That:

1. The Secretary of the Board of Water and Light make application to the Municipal Finance Commission for an order approving the issuance and sale of said bonds and the form of notice of sale.

2. The Secretary of the Board of Water and Light shall cause notice of sale of said bonds to be published in the Daily Bond Buyer at least fourteen (14) full days before the date fixed for sale.

3. The notice of sale of said bonds shall be in substantially the following form:

OFFICIAL NOTICE OF SALE

\$12,000,000.00

CITY OF LANSING

COUNTIES OF INGHAM, EATON AND CLINTON

STATE OF MICHIGAN

CITY UTILITIES SYSTEM REVENUE BONDS, SERIES 1976

SEALED BIDS for the purchase of the above bonds will be received by the undersigned at the Meeting Room of the Board of Water and Light located at _____, Lansing, Michigan, on _____ the _____ day of _____, 197____, until _____ o'clock _____ m., _____ Time, at which time and place said bids will be publicly opened and read. Award will be made or all bids rejected on that date.

BOND DETAILS: Said bonds shall be coupon bonds, registrable as to principal only, if the denomination of \$5,000.00 each, dated March 1, 1976, numbered in direct order of maturity from 1 upwards and will bear interest from their date payable on July 1, 1976, and semi-annually thereafter.

Said bonds shall be payable on July 1 in each of the years and in the principal amounts set forth in the following schedule:

\$ 250,000.00 1977 to 1980, inclusive;

\$1,000,000.00 1981 to 1991, inclusive.

PRIOR REDEMPTION: Bonds of this issue maturing in the years 1977 to 1986, inclusive, are not subject to redemption prior to maturity.

Bonds maturing in the years 1987 to 1991, inclusive, shall be subject to redemption prior to maturity, at the option of the City, in inverse order of maturity and within a maturity by lot, on any interest payment date on or after July 1, 1986, at par and accrued interest plus a premium as follows:

5% of par value on each bond redeemed prior to July 1, 1987;

4% of par value on each bond redeemed on or after July 1, 1987, but prior to July 1, 1989;

3% of par value on each bond redeemed on or after July 1, 1989, but prior to maturity.

Thirty days notice of the call of any bonds for redemption shall be given by publication in a paper circulated in the State of Michigan which carries, as part of its regular service, notices of sale of municipal bonds, and in case of registered bonds, thirty days notice shall be given by mail to the registered address. Bonds so called for redemption shall not bear interest after the date fixed for redemption, provided funds are on hand with the paying agent to redeem said bonds.

INTEREST RATE AND BIDDING DETAILS: The bonds shall bear interest at a rate or rates not exceeding 10% per annum, to be fixed by the bids therefor, expressed in multiples of 1/4 or 1/10 of 1%, or both. The interest on any one bond shall be at one rate only, all bonds maturing in any one year must carry the same interest rate and each coupon period shall be represented by one interest coupon. No more than four (4) rates may be specified, but repeating a rate shall not be considered adding a rate. The difference between the highest and lowest interest rate on the bonds shall not exceed 1½% per annum. No proposal for the purchase of less than all of the bonds or at a price less than 100% of their par value will be considered.

PAYING AGENT: Both principal and interest shall be payable at American Bank and Trust Company, Lansing, Michigan. The original purchaser of the bonds may designate not to exceed two (2) co-paying agents, which may be located outside of Michigan, qualified to act as paying agent under the law of the State in which located or of the United States, subject to approval of the undersigned.

PURPOSE OF SECURITY: The bonds are issued under the provisions of Act 94, Public Acts of Michigan, 1933, as amended, Ordinance No. 18A and Ordinance No. _____ of the City of Lansing, for the purpose of defraying part of the cost of acquiring and constructing improvements to the Utilities System of the City for water, electric light and power, steam and steam heat. The bonds are payable solely from the net revenues of the City Utilities System and any additions thereto, and a statutory first lien on said revenues has been established by said Ordinances subject only to payment of the bonds of the former Landel Metropolitan District, Michigan Water Supply and Sewage Disposal System No. 1 Revenue Bonds, dated August 1, 1947, for which sufficient funds have been deposited in trust with the paying agent. The bonds do not constitute a general obligation of the City of Lansing. The City has cove-

nanted and agreed to fix and maintain at all times while any of such bonds shall be outstanding such rates for services furnished by the City Utilities System as shall be sufficient to provide for payment of the necessary expenses of operation, maintenance and administration of said System, of the principal and interest on said bonds when due, to create a bond reserve account therefor, and to provide for such other expenditures and funds for said System as are required by said Ordinances.

BONDS OF EQUAL STANDING: The bonds of this issue are of equal standing as to revenues of said System with City Utilities System Revenue Bonds, dated November 1, 1970, and City Utilities System Revenue Bonds, Series 1973, dated September 1, 1973, presently outstanding.

ADDITIONAL BONDS: For the terms upon which additional bonds of equal standing as to revenues of said System may be issued reference is made to the above described Ordinances.

GOOD FAITH: A certified or cashier's check in the amount of \$240,000.00 drawn upon an incorporated bank or trust company and payable to the order of the Treasurer of the City must accompany each bid as a guarantee of good faith on the part of the bidder, to be forfeited as liquidated damages if such bid be accepted and the bidder fails to take up and pay for the bonds. No interest shall be allowed on the good faith checks and checks of the unsuccessful bidders will be promptly returned to each bidder's representative or by registered mail.

AWARD OF BONDS: The bonds will be awarded to the bidder whose bid produces the lowest interest cost computed by determining, at the rate or rates specified in the bid, the total dollar value of all interest on the bonds from _____, 19 _____ to their maturity and deducting therefrom any premium.

LEGAL OPINION: Bids shall be conditioned upon the unqualified approving opinion of Miller, Canfield, Paddock and Stone, attorneys of Detroit, Michigan, a copy of which opinion will be printed on the reverse side of each bond, and the original of which will be furnished without expense to the purchaser of the bonds at the delivery thereof.

DELIVERY OF BONDS: The City will furnish bonds ready for execution at its expense. Bonds will be delivered without expense to the purchaser at Detroit, Michigan, Chicago, Illinois or New York, New York. The usual closing documents, including a certificate that no litigation is pending affecting the issuance of the bonds, will be delivered at the time of the delivery of the bonds. If the bonds are not tendered for delivery by twelve o'clock noon, Eastern _____ Time, on the 45th day following the date of sale, or the first business day thereafter if said 45th day is not a business day, the successful bidder may on that day, or any time there-

after until delivery of the bonds, withdraw his proposal by serving notice of cancellation, in writing, on the undersigned in which event the City shall promptly return the good faith deposit. Payment for the bonds shall be made in Federal Reserve Funds. Accrued interest to the date of delivery of the bonds shall be paid by the purchaser at the time of delivery.

CUSIP NUMBERS will be printed on the bonds at the City's expense, except that the purchaser shall pay the Cusip Service Bureau assignment fee. Neither the failure to print Cusip numbers on the bonds nor any error therein shall be cause to refuse delivery of the bonds.

FINANCIAL CONSULTANT: Further information with respect to said bonds may be obtained from Paul D. Speer & Associates, Inc., 20 North Wacker Dr., Suite 800, Chicago, Illinois, 60606. Telephone: (312) 346-0858.

THE RIGHT IS RESERVED TO REJECT ANY OR ALL BIDS.

ENVELOPES containing the bids should be plainly marked "Proposal for Revenue Bonds."

Secretary,
Board of Water and Light

APPROVED: _____

STATE OF MICHIGAN

MUNICIPAL FINANCE COMMISSION

4. The Board of Water and Light is hereby designated for and on behalf of the City of Lansing to (a) prepare and submit an application to the Municipal Finance Commission for its approval of the issuance of said bonds and the form of the notice of sale as required by law; (b) that Board of Water and Light is further designated, directed and authorized to establish the sales date for said bonds upon approval by the Municipal Finance Commission and to receive the sealed bids for the purchase thereof and to award the purchase thereof to the successful bidder therefor according to the terms and conditions of the notice of sale herein adopted; (c) do all other acts and take all necessary procedures required to effectuate the sale, issuance and delivery of the bonds; (d) the Board of Water and Light is specifically authorized to deliver the bonds to the successful bidder therefor upon the receipt of the funds representing the purchase price of the bonds therefor pursuant to the successful bid; (e) the Board of Water and Light is further authorized and directed to provide for the deposit of the proceeds of sale of said bonds in the fashion and manner authorized by Ordinance No. _____ and to provide for the proper investments thereof.

5. All resolutions and parts of resolutions insofar as they conflict with the pro-

visions of this resolution be and the same hereby are rescinded.

Ayes: Councilmen Anas, Belen, Blair, Brenke, Ferguson, Gunther, May, McKane.

Nays: None.

RESOLUTION DECLARED ADOPTED.

THEO FULTON,
City Clerk.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing collects the Lansing School District's taxes with other taxes owing the City; and

Whereas, one hundred percent (100%) of the Lansing School District taxes have been due and owing as of December 1 of each year; and

Whereas, the Lansing School District has a fiscal year beginning July 1; and

Whereas, the Lansing School District in the past year has faced severe cash shortages at the beginning of the fall school terms forcing it to borrow large amounts of money resulting in large interest payments; and

Whereas, the collection of the Lansing School District taxes at one time of the year has resulted in a relatively large tax bill for taxes due and owing on December 1 and a relatively small tax bill for taxes due and owing on July 1; and

Whereas, the Lansing School District has requested the City of Lansing to make fifty percent (50%) of the School District taxes due and owing on July 1 of each succeeding year and fifty percent (50%) to be due and owing on December 1 of each succeeding year; now therefore be it

Resolved, provided that the City Assessor or City Clerk of Lansing receive notification prior to May 15, of each succeeding year from the Lansing School District of the rate to be spread, the Assessor shall cause to be spread upon the tax roll fifty percent (50%) of the Lansing School District taxes due and owing on July 1 of each succeeding year and fifty percent (50%) of the Lansing School District taxes due and owing on December 1 of each succeeding year; and be it further

Resolved, that the Assessor shall issue warrants each year directing the City Treasurer to collect the Lansing School District taxes, fifty percent (50%) to be due and owing on July 1 and fifty percent (50%) to be due and owing on December 1 if prior to May 15 of each year the Assessor or City Clerk has received notification from the Lansing School District of the rate to be spread; and be it further

Resolved, in the event that the Lansing School District fails to notify the City Clerk or the City Assessor prior to May 15 of each year of the rate to be spread for the School District taxes, then the Assessor shall issue warrant prior to December 1 of each year for the collection of one hundred percent (100%) of the Lansing School District taxes to be due and owing on December 1.

Adopted by the following vote:

Yeas: Councilmen Anas, Belen, Brenke, Ferguson, Gunther, May, McKane—7.

Nays: Councilman Blair—1.

Councilman Blair made comment on his no vote that he felt this should be held up for one week and a public hearing should be held on January 5, 1976, for citizen input.

By Committee on Finance—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows:

\$ 300.00 from Printing & Forms—
Income Tax Div.
A/C 101-224-000-729

\$ 300.00 to Office Equip.—
Income Tax Div.
A/C 101-224-000-978

\$ 250.00 from Reserve for Conferences &
Workshops
A/C 101-941-000-864

\$ 250.00 to Conferences & Work-
shops—Purchasing Div.
A/C 101-233-000-864

\$ 50.00 from Equipment—Police Uniform
Div.
A/C 101-316-000-977

\$ 50.00 to Membership & Dues—
Police Investigations
A/C 101-310-000-808

\$ 161.00 from Patrol Equipment
A/C 101-316-000-977

\$ 161.00 to Repair & Maintenance
—Investigations
A/C 101-310-000-935

\$ 5,000.00 from Reserve for Emergencies
A/C 101-941-000-963

\$ 5,000.00 to Ambulance Services—
Uniform Div.
A/C 101-316-000-804

\$37,000.00 from Traffic Sign Shop
A/C 101-936-661-975

75,000.00 from Building Fund Reserve
A/C 101-936-491-975

\$112,000.00 to Bus Subsidy
A/C 101-934-900-969

\$40,022.00 from Salaries—City
A/C 153-870-001-702

9,143.00 from Fringes—City
A/C 153-870-001-715

44,578.00 from Administration—City
A/C 153-870-001-956

289.00 from Administration—
Subgrantees
A/C 153-870-001-964

\$ 14,441.00 to Salaries—Housing
Commission
A/C 153-870-001-702.02

7,644.00 to Salaries—LCC
A/C 153-870-001-702.03

15,701.00 to Salaries—LSD
A/C 153-870-001-702.04

8,844.00 to Salaries—CATA
A/C 153-870-001-702.05

5,383.00 to Salaries—Bd. of Water
& Light
A/C 153-870-001-702.06

29,037.00 to Salaries—Minor
Subgrantees
A/C 153-870-001-702.11

2,160.00 to Fringes—Housing
Commission
A/C 153-870-001-715.02

1,736.00 to Fringes—LCC
A/C 153-870-001-715.03

2,441.00 to Fringes—LSD
A/C 153-870-001-715.04

2,515.00 to Fringes—CATA
A/C 153-870-001-715.05

782.00 to Fringes—Bd. of Water
& Light
A/C 153-870-001-715.06

3,331.00 to Fringes—Minor
Subgrantees
A/C 153-870-001-715.11

17.00 to Medical Expense
A/C 153-870-002-828

\$ 300.00 from Paid Services—Wages
A/C 516-537-000-706

300.00 from Ground Maintenance—
Wages
A/C 516-538-000-706

\$ 600.00 to Equipment Mainte-
nance—Cemetery Fund
A/C 516-538-000-933

\$ 1,000.00 from Estimated Revenues
A/C 590-000-000-160

\$ 1,000.00 to Engineering—Sewage
Disposal Fund
A/C 590-536-000-825

I hereby certify that funds are available.

JAMES W. DOWSETT,
Director of Finance.

Approved:

JOHN T. ANAS,
TERRY J. McKANE,
JACK D. GUNTHER,
WILLIAM A. BRENKE,
Committee on Finance.

Adopted by the following vote:

Unanimously.

ZONINGS

By Councilman Gunther—

Whereas, by petition duly filed on the 13th day of October, 1975, this Council was petitioned to change the following described property from "A" One Family Residence District to "F" Commercial District, all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 29th day of December, 1975, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-51-75—5824 South Cedar Street,

more particularly described as:

Lot 4, except the west 8 rods, Supervisor's Plat No. 9, City of Lansing, Ingham County, Michigan,

from "A-1" Family Residential District to "F" Commercial District.

Whereas, pursuant to Act 207, P.A. 1921, the Planning Board has advised the City Council to deny this request; and

Whereas, the Planning Committee of Council, to whom was referred the report of the Planning Board, did not concur therewith, but recommended that the petition be approved;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "A-1" Family Residential District to "F" Commercial District be approved.

Adopted by the following vote:

Unanimously.

By Councilman Anas—

Resolved by the City Council of the City of Lansing:

That the attached vouchers as presented by the City Controller be allowed and the City Clerk be and she is hereby authorized to draw orders on the City Treasurer for the amount allowed each claimant in the amount of \$2,702,430.94.

Signed:

JOHN T. ANAS,
WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
TERRY J. McKANE,
Committee on Finance.

Adopted by the following vote:

Unanimously.

INTRODUCTION OF ORDINANCES

The following ordinances of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by:

- a. Repealing of Section 36-25 of the Code of Ordinances (Zoning).
- b. Repealing of Section 36-25.3 of the Code of Ordinances (Zoning).
- c. Revising subsection 36-3 (7), subsection 36-46.1 (5), subsection 36-46.1 (8), subsection 36-47.1 (5), and subsection 36-54.2 (1) (e), and by adding a new subsection to section 36-43 to be numbered subsection (7) and by adding a new subsection to section 36-44 to be numbered subsection (6) to the Zoning Code.

was introduced by Councilman Belen, read a first and second time by their titles and referred to the Committee on Ordinance and Contracts.

By Councilman Belen—

The Committee reported that it had considered an ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by:

- a. Adopting the Articles of Incorporation of the Economic Development Corporation of the City of Lansing.
- b. Authorizing and providing for the issuance of revenue bonds of equal standing and priority of lien with outstanding revenue bonds issued under the provisions of Act 94, Public Acts of Mich. 1933, as amended and Ordinance No. 18A of the City of Lansing for the purpose of acquiring and constructing additions and improvements to the combined water, electric, and steam utility system of the City of Lansing.

and recommended that the ordinances be passed.

Carried.

ORDINANCE NO 25-A**(Articles of Incorporation of the Economic Development Corporation of the City of Lansing)**

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by adopting the Articles of Incorporation of The Economic Development Corporation of the City of Lansing, be placed on order of immediate passage.

Carried.

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by adopting the Articles of Incorporation of the Economic Development Corporation of the City of Lansing, be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 25-A**(NON-PROFIT)****ARTICLES OF INCORPORATION****OF****THE ECONOMIC DEVELOPMENT CORPORATION OF THE CITY OF LANSING**

These Articles of Incorporation are signed by the incorporators for the purpose of forming a non-profit corporation under the provisions of Act No. 327 of the Public Acts of 1931, as amended, Act 284, Public Acts of 1972, as amended, and Act No. 338 of the Public Acts of 1974, as follows:

ARTICLE I

The name of the corporation is the ECONOMIC DEVELOPMENT CORPORATION OF THE CITY OF LANSING.

ARTICLE II

The purpose or purposes for which the corporation is organized are as follows: To act as an economic development corporation in accordance with Act 338 of the Public Acts of 1974, as such statute may from time to time be amended; including particularly to alleviate and prevent conditions of unemployment, to assist and retain local industries and commercial enterprises to strengthen and revitalize the economy of the state of Michigan and particularly the City of Lansing, to provide the means and methods for the encourage-

ment and assistance of industrial and commercial enterprises in locating and expanding in the state of Michigan and particularly in the City of Lansing, to encourage the relocation and expansion of commercial enterprises to more conveniently provide needed services and facilities of the commercial enterprises to the City of Lansing and residents thereof. In furtherance of these purposes, the corporation shall have all of the powers which now are or hereafter may be conferred by law on corporations organized under Act 327, Public Acts of 1931, as amended, Act 284, Public Acts of 1972, as amended, and particularly the powers granted by Act 338, Public Acts of 1974, and especially section 7 thereof, to-wit:

(a) Construct, acquire by gift or purchase, reconstruct, improve, maintain, or repair projects and acquire the necessary lands for the site thereof.

(b) To take, accept, hold and acquire by bequest, devise, gift, purchase, loan or lease any property, real, personal or mixed, whether tangible or intangible, without limitation as to kind, amount or value.

(c) Borrow money and issue its bonds or notes to finance part or all of the cost of the acquisition, purchase, construction, reconstruction, or improvement of a project or any part thereof, the cost of the acquisition and improvement of the necessary sites therefor, the acquisition of machinery, furnishings, and equipment therefor, and the costs necessary or incidental to the borrowing of money and issuing of bonds or notes for such purpose.

(d) Enter into leases, lease purchase agreements, or installment sales contracts with any person, firm, or corporation for the use or sale of the project.

(e) Mortgage the project in favor of any lender of money to the corporation.

(f) Sell and convey the project or any part thereof for a price and at a time as the corporation determines.

(g) To aid, assist and participate in clearing, rebuilding and rehabilitating blighted, deteriorated areas or structures.

(h) To encourage, assist and participate in the preparation of plans, services, studies and recommendations.

(i) To hold, improve by construction or otherwise, develop, clear, prepare and dispose of real property.

(j) To enter into contracts with public authorities, individuals, corporations and other organizations in connection herewith.

(k) To carry on any activity for the purposes above stated, either directly or as agent, for or with public authorities, individuals, corporations or other organizations, or in whole or in part through or by means of public authorities, individuals, corporations or other organizations.

(1) In general, and subject to such limitations and conditions as are or may be prescribed by law, to exercise such other powers which now are or hereafter may be conferred by law upon a corporation organized for these purposes.

ARTICLE III

Said corporation is organized upon a non-stock basis.

The amount of the assets which the corporation possesses is:

Real property:	None
Personal property:	None

Said corporation is to be financed under the following general plan: Contributions, gifts, donations, grants, and devises, either solicited or unsolicited, from public authorities, individuals, corporations, partnerships, or other organization; by earnings from its activities; by borrowings and issuance of revenue bonds; and by other methods which may from time to time be permitted corporations organized under said Act 338, Public Acts of 1974.

ARTICLE IV

The location of the first registered office is % the Executive Assistant to the Mayor, 9th Floor, City Hall, Lansing, Michigan 48933.

The post office address of the first registered office is 9th Floor, City Hall, Lansing, Michigan 48933.

The name of the first resident agent is Robert B. Black.

ARTICLE V

The names and addresses of the incorporators are as follows:

Name	Residence or Business Address
Gerald W. Graves	Ninth Floor, City Hall Lansing, Mich. 48933
Jack Gunther	Tenth Floor, City Hall Lansing, Mich. 48933
Arthur J. Clyne	125 W. Michigan Ave. Lansing, Mich. 48902

ARTICLE VI

The first board of directors, and subsequent boards of directors, shall be appointed by the Mayor, City of Lansing, State of Michigan, with the advice and consent of the City Council, as provided for by Act 338, Public Acts of 1974, as the same may from time to time be amended.

ARTICLE VII

The term of corporate existence is perpetual.

ARTICLE VIII

No part of the earnings of the corporation shall inure to the benefit of any member, director, officer, or trustee of the corporation or any private individual, person, firm or corporation (except that reasonable compensation may be paid for services rendered to or for the corporation affecting one or more of its purposes), and no member, trustee, officer or director of the corporation, or any private individual, person, firm or corporation shall be entitled to share in the distribution of any of the corporate assets upon dissolution of the corporation. No substantial part of the activities of the corporation shall be the carrying on of propaganda, or otherwise attempting to enforce legislation, and the corporation shall not participate in or intervene in (including the publication or distribution of statements) any political campaign of any candidate for public office.

Upon dissolution of the corporation or winding up of its affairs, all of the property and assets of the corporation remaining after the satisfaction of all obligations of the corporation shall be distributed to the City of Lansing, State of Michigan.

In Witness Whereof the undersigned, the incorporators of the above named corporation, have hereunto signed these articles of incorporation this _____ day of _____ 8, 1975.

Whereas, the City of Lansing, by and through its City Council, has received an application in writing dated _____ for authorization to incorporate a non-profit economic development corporation pursuant to Act 338 of the Public Acts of 1974, said corporation to be known as the Economic Development Corporation of the City of Lansing; and

Whereas, said application included proposed Articles of Incorporation for the Economic Development Corporation of the City of Lansing; and

Whereas, public notice of said application has been given in accordance with Act 338 of the Public Acts of 1974, and, after due notice, public hearing on the merits of said application has been held and competing applications have been invited and the City of Lansing being advised in the premises;

Now, Therefore, the City of Lansing Ordains:

Section 1. That the application dated _____ and Articles of Incorporation for the Economic Development Corporation of the City of Lansing, are hereby approved and adopted.

Section 2. That a certified copy of this Ordinance is directed to be filed with the

Corporation Division of the Department of Commerce in accordance with Section 5, Subparagraph 1 (1) of Act 338 of the Public Acts of 1974, and the applicants in said application dated.....are thereafter authorized to incorporate the Economic Development Corporation of the City of Lansing as a non-profit corporation pursuant to Act 327 of the Public Acts of 1981, as amended, being Sections 450.62 to 450.192 of the Michigan Compiled Laws.

Section 3. If incorporation of the Economic Development Corporation of the City of Lansing is not accomplished within ninety (90) days from and after this date, then in accordance with the Act this Ordinance shall be void.

Section 4. This Ordinance shall take immediate effect.

ADOPTED

Nays:

Yeas:

STATE OF MICHIGAN]
COUNTY OF INGHAM]

I, Theo Fulton, City Clerk of the City of Lansing, do hereby certify that the above is a true and correct copy of the proceedings of the City Council taken at its regular meeting held on.....

THEO FULTON, City Clerk.

ORDINANCE NO. 26-A

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by authorizing and providing for the issuance of revenue bonds of equal standing and priority of lien with outstanding revenue-bonds issued under the provisions of Act 94, P.A. of Mich. 1933, as amended, and Ordinance No. 18A of the City of Lansing for the purpose of acquiring and constructing additions and improvements to the combined water, electric, and steam utility system of the City of Lansing, be placed on order of immediate passage.

Carried.

By Councilman Belen—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by authorizing and providing for the issuance of revenue bonds of equal standing and priority of lien with outstanding revenue bonds issued under the provisions of Act 94, P.A. of Mich.

1933, as amended, and Ordinance No. 18A of the City of Lansing for the purpose of acquiring and constructing additions and improvements to the combined water, electric, and steam utility system of the City of Lansing, be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 26-A

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF REVENUE BONDS OF EQUAL STANDING AND PRIORITY OF LIEN WITH OUTSTANDING REVENUE BONDS ISSUED UNDER THE PROVISIONS OF ACT 94, PUBLIC ACTS OF MICHIGAN, 1933, AS AMENDED, AND ORDINANCE NO. 18A OF THE CITY OF LANSING FOR THE PURPOSE OF ACQUIRING AND CONSTRUCTING ADDITIONS AND IMPROVEMENTS TO THE COMBINED WATER, ELECTRIC, AND STEAM UTILITY SYSTEM OF THE CITY OF LANSING.

Whereas, it is deemed necessary by the City Council of the City of Lansing, Ingham, Eaton, and Clinton Counties, Michigan, (hereinafter referred to as the "City") to acquire and construct additions and improvements to the combined water, electric and steam utility system of the Department of City Utilities of the City of Lansing (hereinafter referred to as the "System"), more specifically described as improvements, additions and enlargements to the City's existing facilities for the generation and distribution of electric light and power consisting of precipitator modifications for environmental protection purposes at the Eckert Station; acquisition and construction of the Wise Road Substation, enlargements and improvements to the water supply and distribution system consisting of calciner plant modifications and conversion of the Cedar Street Pumping Station from steam to electric pumping; and all necessary and related attachments and appurtenances in connection with the foregoing, in accordance with general plans, plans and specifications prepared under the direction and supervision of the Engineering Division of the Department of City Utilities (said improvements hereinafter referred to as the "Project"), and

Whereas, the City of Lansing, by Ordinance No. 18A, duly adopted on October 5, 1970, entitled:

"AN ORDINANCE TO PROVIDE FOR EXTENDING, ENLARGING AND IMPROVING THE EXISTING ELECTRIC UTILITY SYSTEM OF THE CITY OF LANSING: TO PROVIDE FOR THE ISSUANCE AND SALE OF REVENUE BONDS UNDER THE PROVISIONS OF ACT 94, PUBLIC ACTS OF MICHIGAN, 1933, AS AMENDED TO DEFRAY PART OF THE COST THEREOF; TO PROVIDE

FOR THE RETIREMENT AND SECURITY OF THE BONDS TO BE ISSUED HEREUNDER; TO PROVIDE FOR THE COMBINING OF THE CITY UTILITIES FOR ELECTRIC LIGHT AND POWER, STEAM AND STEAM HEAT AND WATER SUPPLY AND DISTRIBUTION; AND TO PROVIDE FOR OTHER MATTERS RELATIVE TO SAID SYSTEM AND SAID BONDS."

has heretofore issued and sold City Utilities System Revenue Bonds in the aggregate principal sum of Ten Million Dollars (\$10,000,000); and

Whereas, Sec. 20 (b) of Ordinance No. 18A authorizes the issuance of additional bonds of equal standing with the bonds authorized by said Ordinance No. 18A, as follows:

"For subsequent enlargements, replacements, extensions and improvements to the System: Provided that no such additional bonds under (b) shall be issued unless the Net Revenues of the System for the preceding fiscal year were at least equal to one hundred thirty per cent (130%) of the maximum annual principal and interest on all the bonds then outstanding and payable out of the Revenues of the System, and those proposed to be issued during the life of such then outstanding bonds. Net Revenues for this purpose shall mean the gross revenues less the annual cost of operation and maintenance, but excluding depreciation as evidenced by the audit. Net Revenues may be adjusted by any independent C.P.A. or consulting engineer for a change in rates in effect at the time of the issuance of the additional bonds or for the elimination of any portion of a demand charge paid by the System for purchased power which demand charge would be eliminated by the project being financed by the additional bonds. Principal and interest due July 1 are to be considered an obligation of the preceding fiscal year."

Whereas, pursuant to the authority of said section 20 (b) of Ordinance 18A, and Ordinance No. 18B adopted June 4, 1973, the City has issued City Utilities Revenue Bonds, Series 1973 dated September 1, 1973, in the original principal amount of Fourteen Million (\$14,000,000) of equal standing with the original bonds (all of said revenue bonds issued pursuant to Ordinances 18A and 18B hereinafter referred to as the "Outstanding Bonds"); and

Whereas, the Net Revenues of the System for the preceding fiscal year were greater than on hundred thirty per cent (130%) of the maximum annual principal and interest on the Outstanding Bonds and the additional bonds to be issued under the provisions of this Ordinance; and

Whereas, all things necessary to the authorization and issuance of said bonds under the constitution and laws of the State of Michigan and the charter and ordinances of the City, and particularly

Act 94, Public Acts of Michigan, 1933, as amended, and Ordinance No. 18A of the City adopted October 5, 1970, have been done and the City Council is now empowered and desires to authorize the issuance of said bonds;

The City of Lansing Ordains:

Section 1. It is hereby determined and declared to be necessary for the public health, welfare and safety of the City to acquire and construct the Project, in accordance with general plans, specifications and estimates of cost prepared by the Engineering Division of the Department of City Utilities of the City of Lansing. The City council approves the estimate of cost of the Project, including incidental expenses set forth in Section 2 of this ordinance, as prepared by said Engineering Division, in the sum of Fifteen Million Six Hundred Ninety One Thousand Three Hundred and Two Dollars (\$15,691,302), and hereby adopts the same as the estimate of cost of the Project and the period of usefulness of the Project is hereby determined to be not less than twenty-five (25) years.

Section 2. To pay part of the cost of the Project, including payment of engineering, legal and other expenses incident thereto and incident to the issuance of bonds, it is hereby determined that there be borrowed upon the credit of the income and revenues of the System the sum of Twelve Million Dollars (\$12,000,000) and that revenue bonds be issued therefor under the provisions of Act 94, Public Acts of Michigan, 1933, as amended, said bonds having equal standing and priority and being equally secured with the Outstanding Bonds.

Section 3. The additional issue of bonds shall be designated CITY UTILITIES SYSTEM REVENUE BONDS, SERIES 1976 (hereinafter referred to as "1976 Bonds"), and shall not be general obligations of the City of Lansing, Michigan, but revenue bonds, on a parity basis with the Outstanding Bonds, payable solely out of the net revenues of the System after provision has been made for the payment of expenses of operation and maintenance and secured by a statutory lien upon the whole of the Net Revenues of the System which is a first lien subject only to the payment of the bonds of the former Lanel Metropolitan District, Michigan Water Supply and Sewage Disposal System No. 1, Revenue Bonds dated August 1, 1947, for which sufficient funds have been deposited in trust with the paying agent. The 1976 Bonds shall consist of two thousand four hundred (2,400) bonds of the denomination of \$5,000 each, numbered in direct order of maturity from 1 upward to 2,400, inclusive, dated March 1, 1976, and payable serially on July 1 in each year as follows:

\$250,000 in each of the years 1977 to 1980, inclusive; and

\$1,000,000 in each of the years 1981 to 1991, inclusive.

The 1976 Bonds shall bear interest at a rate or rates not exceeding the maximum rate authorized by law, payable on July 1, 1976, and semi-annually thereafter on January 1st and July 1st of each year, both principal and interest to be payable at the AMERICAN BANK AND TRUST COMPANY, Lansing, Michigan, or at such co-paying agent or agents as may be designated by the original purchaser of the 1976 Bonds and approved by the Board of Water and Light, the administrative head of the Department of City Utilities, (hereinafter referred to as the "Board") which co-paying agents shall be banks or trust companies not exceeding two (2) in number qualified under the statutes of the United States or the State in which located to act in such capacity.

The 1976 Bonds shall be subject to redemption prior to maturity, to the extent and in the manner set forth in the bond form herein approved.

The 1976 Bonds may be registered as to principal only, in the manner and with the effect set forth on the face thereof, as hereinafter provided.

The 1976 Bonds shall be signed by the Mayor and countersigned by the City Clerk and the corporate seal of the City shall be affixed thereto, and shall have interest coupons attached bearing the facsimile signatures of the Mayor and City Clerk. After execution the 1976 Bonds shall be held by the secretary of the Board who shall deliver them to the purchaser thereof upon payment therefor.

Section 4. A. The Bond Reserve Account as established by Section 15, subsection (B) of Ordinance 18A shall be increased by placing into the Account in equal monthly installments from the revenues remaining in the Receiving Fund after providing for the requirements of the Operation and Maintenance Fund and the requirements for the Bond and Interest Redemption Fund for current principal and interest, the sum of \$20,000 commencing July 1, 1976, being an increase of \$4,000 per month in the amount required to be set aside by Ordinance No. 18A. Such payments shall be made at any time the amount in the Bond Reserve Account is less than that required by Ordinance No. 18A.

B. The Depreciation, Extension and Improvement Fund as established by Section 15, Subsection (D) of Ordinance No. 18A shall be increased by placing into the Depreciation, Extension and Improvement Fund in equal monthly installments from the revenues remaining in the Receiving Fund after providing for the requirements of the Operation and Maintenance Fund, the Bond and Interest Redemption Fund, including the Bond Reserve Account, the sum of \$50,000 commencing July 1, 1976, being an increase of \$25,000 per month in the amount required to be set aside by Ordinance Nos. 18A and 18B. Any sum in excess of \$1,000,000 determined not to be needed for purposes of this Fund may be

transferred to such other Funds as the Board of Water and Light deems in the best interest of the System.

C. All of the provisions of Section 15 of Ordinance No. 18A relative to the use of the Bond Reserve Account and Depreciation, Extension and Improvement Fund, the maintenance and other details relative thereto, shall remain as specifically set forth in Ordinance No. 18A, except as herein specifically provided.

Section 5. The rates to be charged for services furnished by said System shall be those in effect on the effective date of this ordinance or as they may be revised from time to time.

Section 6. The charges for water service provided by the System which are, under the provisions of Section 21, Act 94, Public Acts of Michigan, 1933, as amended, made a lien on all premises served thereby, unless written notice is given by the owner that a tenant is responsible, are hereby recognized to constitute such lien and whenever any such charge against any piece of property shall be delinquent for six (6) months, the City official or officials in charge of the collection thereof shall certify on or before February 1st of each year to the City tax assessing officer and on or before September 1st of each year to the proper tax assessing officer outside of the City the fact of such delinquency, whereupon such delinquent charge shall be entered upon the next tax roll as a charge against such premises and the lien thereof enforced in the same manner as general taxes against such premises are collected and the lien thereof enforced. Where written notice is given by the owner that a tenant is responsible for such charges and service as provided by said Section 21, no further service shall be rendered such premises until a cash deposit of such amount, not exceeding nine month's service, as shall be established by the Board, shall have been made as security for payment of such charges and service.

Section 7. Except as otherwise provided by this ordinance, all the provisions and covenants of said Ordinance No. 18A shall apply to the 1976 Bonds the same as though each of said provisions and covenants were repeated in this ordinance in detail, the purpose of this ordinance being to authorize the issuance of additional revenue bonds to acquire and construct additions, enlargements and improvements to the System; bonds for such purpose being specifically authorized by the provisions of Section 20 (b) of said Ordinance No. 18A upon compliance with the conditions and requirements therein prescribed.

Section 8. The proceeds of sale of the 1976 Bonds shall be deposited in a bank or banks designated by the Board. Any premium or accrued interest paid by the purchaser of the 1976 Bonds shall be transferred to the Bond and Interest Redemption Fund. The balance of the proceeds of sale shall be used only to pay the cost of the Project and any engineering, legal or

other expenses incidental thereto. Any unexpended balance of the proceeds of sale after completion of the Project may, to the extent of fifteen per cent (15%) of the amount of the issue, be used for further additions, enlargements, extensions and improvements to the System if at the time of such expenditure, the approval of the Municipal Finance Commission to such use has been obtained. Any balance remaining after such expenditure shall be paid into the Bond and Interest Redemption Fund and shall be used for the redemption, or purchase at not more than the fair market value, of outstanding bonds of this or any issue of equal standing hereto. Any bonds so acquired by purchase shall be cancelled and shall not be re-issued.

Section 9. The 1976 Bonds shall be in substantially the following form:

UNITED STATES OF AMERICA
STATE OF MICHIGAN
CITY OF LANSING
COUNTIES OF INGHAM, EATON AND CLINTON
CITY UTILITIES SYSTEM REVENUE
BOND, SERIES 1976

No. _____ \$5,000.00

KNOW ALL MEN BY THESE PRESENTS that the CITY OF LANSING, Counties of Ingham, Eaton and Clinton, State of Michigan, for value received, hereby promises to pay to the bearer, or if registered, to the registered holder hereof, but only out of the revenues hereinafter specified, the sum of

FIVE THOUSAND DOLLARS

on the first day of July, A.D. 19____, with interest thereon from the date hereof until paid at the rate of _____ per cent (____%) per annum, payable on July 1, 1976, and semi-annually thereafter on the first day of January and July of each year, upon presentation and surrender of the proper interest coupons hereto annexed as the severally become due. Both principal of and interest on this bond are payable in lawful money of the United States of America at the principal office of American Bank and Trust Company, Lansing, Michigan, or at _____,

and for the prompt payment the gross revenues of the City of Lansing's combined utilities system for the supply and distribution of water, the generation and distribution of electric light and power and of steam and steam heat including all plants, works, instrumentalities and properties used or useful in connection therewith, including any extensions, enlargements and improvements thereto, after provision has been made for reasonable and necessary expenses of operation, administration and

maintenance, are hereby irrevocably pledged and a statutory lien thereon is hereby created which is a first lien subject only to the payment of the bonds of the former Lanel Metropolitan District, Michigan, Water Supply and Sewage Disposal System No. 1 Revenue Bonds dated August 1, 1947, for which sufficient funds have been deposited in trust with the paying agent.

This Bond is one of a series of two thousand four hundred (2,400) bonds of even date and like tenor except as to rate of interest and date of maturity, aggregating the sum of \$12,000,000 issued pursuant to Ordinance No. 18A, duly adopted by the City Council on October 5, 1970 and Ordinance No. _____, duly adopted by the City Council on _____, 197____, and under and in full compliance with the constitution and statutes of the State of Michigan, including specifically Act 94, Public Acts of Michigan, 1933, as amended, for the purpose of paying the cost of acquiring and constructing additions, enlargements and improvements to the City of Lansing's combined utility system for the supply and distribution of water, the generation and distribution of electric light and power and of steam and steam heat. The bonds of this issue have equal standing and priority and are equally secured with City Utilities System Revenue Bonds in the original principal amount of \$10,000,000, dated November 1, 1970, issued under the provisions of Ordinance No. 18A and City Utilities System Revenue Bonds, Series 1973, in the original principal amount of \$14,000,000, dated September 1, 1978, issued under the provisions of Ordinance No. 18B.

For a complete statement of the revenues from which and the conditions under which this bond is payable, a statement of the conditions under which additional bonds of equal standing may hereafter be issued and the general covenants and provisions pursuant to which this bond is issued, reference is made to the above described ordinances.

Bonds of this issue maturing in the years 1977 to 1986, inclusive, are not subject to redemption prior to maturity.

Bonds maturing in the years 1987 to 1991, inclusive, shall be subject to redemption prior to maturity, at the option of the City, in inverse order of maturity and within a maturity by lot, on any interest payment date on or after July 1, 1986, at par and accrued interest plus a premium as follows:

5% of par value on each bond redeemed prior to July 1, 1987;

4% of par value on each bond redeemed on or after July 1, 1987, but prior to July 1, 1989;

3% of par value on each bond redeemed on or after July 1, 1989, but prior to maturity.

Thirty days' notice of the call of any bonds for redemption shall be given by publication in a paper circulated in the State of Michigan which carries, as part of its regular service, notices of sale of municipal bonds, and in case of registered bonds, thirty days' notice shall be given by mail to the registered address. Bonds so called for redemption shall not bear interest after the date fixed for redemption, provided funds are on hand with the paying agent to redeem said bonds.

This bond is a self-liquidating bond and is not a general obligation of the City of Lansing and does not constitute an indebtedness of the City of Lansing within any constitutional or statutory limitation, and is payable, both as to principal and interest, solely from the revenues of the combined utility system. The principal and interest on this bond are secured by the statutory lien hereinbefore mentioned.

The City of Lansing hereby covenants and agrees to fix and maintain at all times while any of the bonds shall be outstanding such rates for service furnished by said system as shall be sufficient to provide for the payment of the interest upon and the principal of all such bonds as and when the same become due and payable, and to provide for the payment of expenses of administration and operation and such expenses for maintenance of said system as are necessary to preserve the same in good repair and working order, and to provide for such other expenditures and funds for said system as are required by Ordinance No. 18A adopted October 5, 1970, Ordinance No. 18B adopted June 4, 1973, and Ordinance No. _____ adopted _____, 19_____.

This bond may be registered as to principal only on the books of the City Treasurer in the name of the holder and such registration noted on the back hereof by the City Treasurer, after which no transfer shall be valid unless made on the books and noted hereon in like manner, but transferability by delivery may be restored by registration to bearer. Such registration shall not affect the negotiability of the interest coupons.

It is hereby certified and recited that all acts, conditions and things required by law precedent to and in the issue of this bond, and the series of which this is one, have been done and performed in regular and due time and form as required by law.

In Witness Whereof, the City of Lansing, Counties of Ingham, Eaton and Clinton, State of Michigan, by its City Council, has caused this bond to be signed in the name of said City by its Mayor and countersigned by its City Clerk and the corporate seal of the City to be affixed hereto, and the coupons hereto attached to be signed by the facsimile signatures of said Mayor and City Clerk, as of the first day of March, 1976.

CITY OF LANSING

By _____
Mayor

(SEAL)

Countersigned:

City Clerk

(Form of Coupon)

No. _____ \$ _____

On the first day of _____, A.D. 19____, the CITY OF LANSING, Ingham, Eaton and Clinton Counties, Michigan, will pay to the bearer hereof the sum shown hereon, in the manner and out of the revenues described in said bond, at the principal office of AMERICAN BANK AND TRUST COMPANY, Lansing, Michigan, or at _____ being the interest due that date on its City Utilities System Revenue Bond, Series 1976, dated March 1, 1976, No. _____.

This coupon is not a general obligation of the City of Lansing but is payable from certain revenues as set forth in the bond to which it pertains.

Mayor

City Clerk

REGISTRATION

NOTHING TO BE WRITTEN HEREON
EXCEPT BY THE CITY TREASURER

Date of Registration	Name of Registered Owner	Registrar
_____	_____	_____
_____	_____	_____
_____	_____	_____

Section 10. The Board shall make application to the Municipal Finance Commission for authority to issue and sell the 1976 Bonds and for approval of the form of notice of sale in accordance with the provisions of Act 202, Public Acts of Michigan, 1943, as amended, and of Act 94, Public Acts of Michigan, 1933, as amended.

Section 11. If any section, paragraph, clause or provision of this ordinance shall be held invalid, the invalidity of such section, paragraph, clause, or provision shall not affect any of the other provisions of this ordinance.

Section 12. All ordinances, resolutions or orders, or parts thereof, in conflict with the provisions of this ordinance are, to the extent of such conflict, hereby repealed.

Section 13. This ordinance shall be published once in full in THE STATE JOURNAL, Lansing, a newspaper of general circulation in the City of Lansing qualified under State law to publish legal notices, promptly after its adoption and the same shall be recorded in the Ordinance Book of the City and such recording shall be authenticated by the signatures of the Mayor and City Clerk.

Section 14. This ordinance is declared to be effective immediately upon its adoption.

By Councilmen Belen-Blair—

Resolved by the City Council of the City of Lansing:

That the rule prescribed in Sec. 5.5 (g) of the Charter relative to considering business not on the agenda, be waived.

Carried.

By Committee on Ordinance and Contracts—

Resolved by the City Council of the City of Lansing:

Whereas, in a meeting held November 25, 1975, the Liquor Control Commission ordered as follows:

"It is the order of the Commission that the request as made by Frank C. and Rosa T. DeLaCruz for transfer of 12 months Resort Class C and SDM licenses with Dance-Entertainment Permit and Sunday sales from Helen M. Oade, and transfer location from escrow at 6359 West Lake Lansing Drive, Haslett, Meridian Township, to 539 E. Michigan Ave., Lansing, be submitted to the Lansing City Council for action relative to waiver of the returnable license fee for the 1975-76 licensing year. Further, Commission ordered that request for waiver of the neighborhood survey be held."

Now, Therefore, Be It Resolved, that the Lansing City Council upon this request by the Michigan Liquor Control Commission does waive the returnable license fee for the 1975-76 licensing year, and

Be It Further Resolved, that the Commission request for waiver of the neighborhood survey be honored.

Adopted by the following vote:

Unanimously.

REPORT OF COMMITTEE

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the request of the Charcoal Galley, Inc. (Front Page, Inc.) for a new Dance Permit to be

held in conjunction with 1975 Class "C" license at 2627 N. East St., reports as follows:

That said request be approved, having received the signatures of all the required departments.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORT OF COMMITTEE

The Committee on ORDINANCE AND CONTRACTS, to whom was referred the request of the Colonial Bar, Inc., for transfer ownership of 1975 Class "C" license with Dance Permit at 3425 S. Logan St. from Joseph J. and Bernice F. Kobus, reports as follows:

That said request be approved, having received the signatures of all the required departments.

Signed:

LUCILE BELEN,
ROGER T. MAY,
JACK D. GUNTHER,
Committee on Ordinance and Contracts.

By Councilman Belen—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

December 29, 1975

Honorable Mayor and City Council

City Hall

Lansing, Michigan

Gentlemen:

It is my recommendation that the offer from Mr. Paul Bright for one (1) Zahboni ice machine, one (1) set of coin operated skate lockers, and approximately 100 pairs of ice skates, and other miscellaneous hockey items in the amount of \$10,700.00, be accepted.

Sincerely,

VAUGHAN L. McKINCH,
Purchasing Director.

Referred to Committee on Parks and Recreation.

REPORT OF COMMITTEE

The Committee on PARKS AND RECREATION, to whom was referred the recommendation of the Purchasing Director that the offer from Mr. Paul Bright for one (1) 1973 Zamboni ice machine and other miscellaneous hockey items in the amount of \$10,700.00 be accepted, reports as follows:

The Committee concurs in the recommendation of the Purchasing Director, and be it resolved that Mr. Paul Bright will furnish the City of Lansing with a certified Bill of Sale for the merchandise. Any of the merchandise that is not delivered to the City of Lansing, the amount will be deducted according to the agreement of the Purchasing Director and Mr. Paul Bright.

Signed:

JAMES D. BLAIR,
JOEL I. FERGUSON,
TERRY J. MCKANE,
Committee on Parks and
Recreation.

By Councilman Blair—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

By Councilman Ferguson—

That the resolution accepting donation of the John Bean Plant and premises be taken from the table.

Adopted by the following vote:

Yeas: Councilmen Belen, Brenke, Ferguson, Gunther, May, McKane—6.

Nays: Councilmen Anas, Blair—2.

By Committee of the Whole—

Resolved by the City Council of the City of Lansing:

Whereas, on December 22, 1975, the FMC Corporation, a Delaware corporation, offered to donate to the City of Lansing the John Bean plant and premises located on South Cedar Street, Lansing, Michigan, more particularly described as:

PARCEL A

That part of the Southeast $\frac{1}{4}$ of Section 21 and the Southwest $\frac{1}{4}$ of Section 22, T4N, R2W, City of Lansing, Ingham County, Michigan, beginning on the Easterly line of Cedar Street at a point S $12^{\circ}12'$ W 14.98 feet from the East-West $\frac{1}{4}$ line of said Section 21 which point is 8.5 feet Southerly of

the centerline of a Michigan Central Railroad Company side track, running thence on a line 8.5 feet Southerly of and parallel with the centerline of said side track the following three courses, N $89^{\circ}44'$ E 540.51 feet, thence Southeasterly 30.88 feet on the arc of a 1584.47 foot radius curve to the right whose chord bears S $89^{\circ}42'30''$ E 30.88 feet to a point of tangency, thence Southeasterly 6.33 feet on the arc of a 480.62 foot radius curve to the right whose chord bears S $88^{\circ}46'21''$ E 6.33 feet to a point of compound curvature, thence S $0^{\circ}16'$ E 0.53 feet to a point 9 feet Southerly of the centerline of said side track, thence on a line 9 feet Southwesterly of and parallel with the centerline of said side track the following three courses, Southeasterly 176.89 feet on the arc of a 480.12 foot radius curve to the right whose chord bears S $77^{\circ}50'17''$ E 175.89 feet to a building wall line, thence Southeasterly 122.35 feet on the arc of a 472.61 foot radius curve to the right whose chord bears S $59^{\circ}52'$ E 122.01 feet to a point of compound curvature, thence Southeasterly 132.67 feet on the arc of a 337.86 foot radius curve to the right whose chord bears S $41^{\circ}12'03''$ E 131.82 feet to the Westerly right of way line of the Michigan Central Railroad Company right of way, thence Southeasterly along said right of way line to the North line of Assessors' Plat No. 20, thence Westerly along the North line of Assessors' Plat No. 20, and Rollin H. Person Addition to the Northeast corner of Lot 47 of Rollin H. Person Addition, thence Southerly along the East line of said Lot 47 to the North line of Christianity Street, thence Westerly along the North line of Christianity Street to the Easterly line of Cedar Street, thence Northerly along the Easterly line of Cedar Street to the point of beginning.

PARCEL B

Lot Numbers 28 through 33, Block 1, Assessors' Plat No. 20, on the Southwest $\frac{1}{4}$ of Section 22, T4N, R2W, City of Lansing, Ingham County, Michigan, AND ALSO, the entire vacated North 132 feet of Bailey Street adjacent to the West side of Block 1, Assessors' Plat No. 20, on the Southwest $\frac{1}{4}$ of Section 22, T4N, R2W, City of Lansing, Ingham County, Michigan;

and

Whereas, the acquisition of these premises will provide the City of Lansing with a valuable industrial asset which it may hold, sell, lease, transfer or otherwise utilize to encourage local industry and commerce the tax and payroll benefits of which will ultimately accrue to all the inhabitants of the City thus exemplifying the precepts of recent City Council actions creating the Economic Development Corporation and the Downtown Development Authority; now, therefore, be it

Resolved, that the Property Manager be and is hereby directed to obtain a commitment for the title insurance on the above described premises and which names the City of Lansing as the insured; and be it

Further Resolved, that the real property taxes on the subject premises be prorated in accordance with MCLA 211.2; MSA 7.2, as amended; and be it

Further Resolved, that the City Attorney or his representative be and is hereby directed to attend, within ten (10) days and not thereafter, a closing with the representatives of FMC Corporation and to accept a quit claim deed conveying the above described premises from FMC Corporation to the City of Lansing for the sum of one dollar (\$1.00) provided, however, that the City Attorney shall not accept said quit claim deed unless the commitment for title insurance demonstrates that FMC Corporation holds a marketable title in the above described premises; and be it

Further Resolved, that upon receipt of said quit claim deed by the City, the Controller's Office is directed to obtain the appropriate fire, extended coverage, and vandalism insurance from the City's present carrier for said insurance; and be it

Finally Resolved, that sufficient funds to carry out the provisions of this resolution, estimated at \$44,000.00, be transferred from the Emergency Fund to the appropriate accounts involved.

By Councilman Ferguson—

That this be referred to the Committee of the Whole.

Carried.

Councilman Anas thanked the persons who had supported him over the past 11 years and also the administrative staff of the City and also the Council.

Councilman May also paid his appreciation to the administrative staff of the City, also each of the Councilmen.

Councilman Ferguson spoke relative to the strength of the City and his feeling that we have a fine city and it will continue. Also spoke of his respect for seven other Councilmen and Mayor Graves and City Clerk.

Mayor Graves made remarks relative to time that is involved in being a Councilman and that each had given their time.

Martha Johnson, 424 River St., spoke.

James K. Nelson, 403 S. Holmes St., spoke and thanked Councilman May on behalf of the residents of First Ward.

Sophia Seyke, 880 Onondaga Rd., Holt, Michigan, spoke relative to rezoning of property Z-60-75—5707 S. Waverly Rd. for which a public hearing was held as she owns the property at 5651 S. Waverly Rd.

Council adjourned at 9:10 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

December 29, 1975

F/M/B

CITY CLERK'S OFFICE
Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE
U. S. POSTAGE
PAID
Permit No. 1461
Lansing, Michigan

1109

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Special Meeting, December 31, 1975

CITY COUNCIL ROOMS

Lansing, Michigan
December 31, 1975

The City Council of the City of Lansing, Michigan, met in special session and was called to order by Mayor Graves on Wednesday, December 31, 1975 at 6:30 p.m.

Present: Councilmen Anas, Belen, Brenke, Ferguson, Gunther, May, McKane—7.

Absent: Councilman Blair—1.

The Clerk announced that a quorum of the Council was present.

December 31, 1975

Miss Theo Fulton
City Clerk, City of Lansing
Lansing, Michigan
Miss Fulton:

We hereby request you to call a special meeting of the Lansing City Council to be held in the Council Chambers at 6:30 p.m., on December 31, 1975, for the purpose of

reconsidering the transfer of the John Bean Plant and Premises at 1305 South Cedar Street, Lansing, Michigan, to the City of Lansing.

Called by:

JACK D. GUNTHER,
Mayor Pro Tem,

WILLIAM A. BRENKE,
Councilman—Second Ward.

Filed at 11:42 a.m. on Wednesday, December 31, 1975.

Received and placed on file.

December 31, 1975

Honorable Mayor and Members
of the Lansing City Council
City Hall
Lansing, Michigan 48933

Gentlemen:

This is to certify to this Honorable Body that pursuant to the request of Councilmen

Brenke and Gunther directing me and dated December 31, 1975, written notice of a special City Council meeting requested therein was served in full compliance with the requirements of Section 5.5 (b) of the Lansing City Charter.

Sincerely,

(Miss) THEO FULTON,
City Clerk.

Received and placed on file.

It was declared this was not a legal special meeting being that Councilman Blair was not present and did not waive in writing the requirements of the notice given. (Section 5.5 (b) of the City Charter.)

THEO FULTON,
City Clerk.

Lansing, Michigan